

Deer Lodge, Montana

July 6, 2021

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

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

Zach Abell, Intern Planner, was in to talk about the photography crew we hired being able to use the planner's Jeep to go around the Deer Lodge area on Monday July 12, 2021.

Rand Dickson, Jennifer Spring, and Tony Pfaff were in to give an update on the Powell County Emergency Services.

The Commissioners appointed John Henry Price to the Powell Rural Disposal District (PRDD) board. It was moved by Commissioner Mannix and seconded by Commissioner Sager to approve. Motion carried.

The Commissioners attended a tour of Spotted Dog Road with the County Planner, County Attorney, County Extension Agent, DNRC, Fish Wildlife & Parks, and representatives from Public Lands Access.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 7, 2021

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

Jarita Neckels, Deputy 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 June 2021, warrant # 66266 - # 66361 were issued and a record of such is on file in the office of the Clerk and Recorder.

Held a Department Head meeting. Weed Coordinator Karen Laitala still looking for a 40 hour a month secretary and contractors are busy spraying. County Planner Scott Hazelton reported the Planning Board has been having a full agenda with a lot of second houses being requested. Extension agent Bo Walker is preparing for the Fair, 4-H Backpacking Camp, and is looking for grants. He has also had a lot of small acreage inquires. District Court Judge Gallagher is busy and the Montana Highway Patrol is no longer taking credit cards. Sheriff Roselles reported he had a deputy finish the academy and that probation & parole is busy. Superintendent of Schools, Lewis Cozby reported the Run, Lock, Fight Training worked well at the Garrison School when they had an incident on I90. He stated there is still a lot of confusion on "year" or "fiscal year" and that COVID restrictions are still unknown between the Federal Government and OPI. Finance Officer Shaul reported on the year-end closeout. Michelle, our HR provider will be in the courthouse on Tuesday the 20th from 10 am to 3 pm if anyone need to visit. The representative from AFLAC will also be in, county employees must sign off on

insurance at that time. County Attorney McEnery stated court is still being done through Zoom and she reported on the intern program she is working with through the University of Montana. Dodie Rennfield from Council on Aging reported over 100 people used her tax aid program and that transportation is also doing well transporting over 20 people a day with out-of-town rides between 10-12 a month. Dave Moore, Head of Maintenance, stated he is busy installing portable air conditioning units, he put a new door out to the roof with a screen so it can be opened up for circulation of air, and our inmate worker is back on site. Treasure Pam Reighard reported the audit will start in September and she needs to check trial balances before then. The ARPA funds were deposited and the driver's services is changing examiners. Pam also reported for the Clerk & Recorder Walker stating we have money in the employee's fund and would like to do a summer picnic. It will be pot luck but employee fund will buy the burgers. She also talked about Amazon charges on the credit cards and recommended that each department have their own credit card and be held accountable for charges.

Compensation Board met. Present was Melissa Gallagher, Gavin Roselles, Rick Duncan, Kathryn McEnery, and Pam Reighard. Their recommendation was \$2,500 flat and \$400 longevity for elected(s) per served term. New legislation, that goes into effect October of 2021, allows the Sheriff's Department to not be tied to the base salary. It was recommended that the Sheriff receive an additional \$1,000 which would aid in getting the deputies close to what the City pays. It all depends on how the budget shakes out.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 9, 2021

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

The Commissioners had a call-in meeting for fire restrictions. It was moved by Commissioner Sager and seconded by Commissioner Mannix to institute Stage I Fire Restrictions. Motion carried.

POWELL COUNTY BOARD OF COUNTY COMMISSIONERS
EMERGENCY RESOLUTION NO. 2021-15
STAGE ONE RESTRICTIONS

Pursuant to Sections 7-33-2205 and 7-33-2212 MCA (201L), the Board of County Commissioners of Powell County, Montana hereby declare that an emergency has arisen within Powell County by reason of the extreme fire danger which exists in the county. The Commissioners further declare that the measures set forth below are immediately necessary

to preserve the peace, health and safety of the residents of Powell County. These restrictions apply to private and county lands within the county South of I90 and Highway 12.

THEREFORE:

IT IS HEREBY RESOLVED:

The following acts are prohibited effective at 0001 A.M. Mountain Daylight Time on Saturday, July 10, 2021 until further notice:

1. Building, maintaining, attending or using a fire or campfire unless in a designated campsite. Check federal and state regulations for approved campsites.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.
3. Use of fireworks is not allowed within the county under Stage One Restrictions.

Exemptions:

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons using a device fueled solely by liquid petroleum or LPG fuels that can be turned on and off.
3. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
4. Any federal, state or local officer or member of an organized rescue or firefighting force in the performance of an official duty.
 5. All land within a city boundary is exempted.
 6. Farmers or ranchers haying on private property must do so at their own risk.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity. The restrictions shall remain in effect until there is significant change in fire danger and restrictions are lifted.

Dated this 9th day of July, 2021.

Board of Powell County Commissioners

S/ Doug Crachy, Presiding Officer

S/ Ralph E. Mannix, Jr., Member

S/ Daniel G. Sager, Member

Attest:

S/ Jody Walker, Clerk & Recorder

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 19, 2021

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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 Fire Warden Andy Scharf was in to discuss County Fire Restrictions going to Stage II county wide. It was moved by Commissioner Mannix and seconded by Commissioner Sager to adopt Resolution 2021-16 for Stage II Fire Restrictions county wide. Motion carried. Resolution is on file in the Clerk & Recorder's Office.

County Planner Hazelton was in to discuss budget. He would like to budget for \$54,000 salary effective in May. Will look into it to see how it works out.

Commissioner Sager attended City Planning Board meeting at 10:00 am.

Commissioner Mannix attended Fair Grounds and Fair Board meeting July 8, 2021.

Commissioner Crachy reviewed Snowshoe and Senecal gravel pits with the Road Crew, Department of Environmental Quality (DEQ), and Great West Engineering on July 15, 2021.

Commissioner Sager attended Coalition of Forest Counties Summit in Helena on July 15, 2021.

Commissioner Sager attended a field trip to a timber sale that was recently completed up Gird Creek near Maxville. It was hosted by Sun Mountain Lumber and AFRC with the Forest Service.

Sandy Porter was in to discuss Johnson Lane. Would like a record of decision that it is a non-maintained county road. Planner Hazelton will do a map overlay.

Ann O'Toole and Charlene Shaul were in to discuss the budget regarding salaries. Looking at 4% for county non-elected employees.

Reviewed and discussed Civic Plus tourism website. It was moved by Commissioner Mannix and seconded by Commissioner Sager to approve the contract with Civic Plus to manage tourism website for \$12,500 for the first year, then \$2,625 the next year, Quote # Q-17524-1. Motion carried

Montana Association of Counties (MACo) attorney Greg Bonilla was in for a legal update. The meeting was closed.

County Planner Hazelton was in with a contract for fire prevention with Tom Clawson to remove the fire hazard at Arrowstone Park (grass-hay). The Commissioners signed the Fire Prevention Service Agreement with Mr. Clawson.

Jacque Lovelle and Jason Smith from Park Service were in for public comment and left a copy of a Cooperative Management Agreement that the county could look at for the Old Yellowstone Trail.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 20, 2021

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

Westaff personnel Michelle Edmunds and Corine Moore are in the Courthouse to discuss HR issues with County staff.

County Planner Hazelton was in with MT Stewardship Grant that needed signed and Willow Road Bridge contract with Great West Engineering.

County Planner Hazelton was in for discussion on Capital Improvement Plan (CIP). He would like to look at remodel of the third-floor restrooms and offices in the area of Justice Court.

Had a County Employee pot luck picnic lunch.

Planner Hazelton presented Rock Creek Cattle Company (RCCC) Phase VI plat to be signed, also present were Mike Stenberg (Hylite Engineering) and Mark Linnehan (RCCC).

Erin Jewell was in for a Literacy update. They have graduated four students in May and June and are getting more students. They are looking to renew rental contract; the contract automatically renews annually unless terminated by either party with 30-day notice.

Michelle Mitchell asked the Commissioners to wave penalty & interest on delinquent taxes. Taxes have been paid in full. Commissioner Mannix moved and Commissioner Sager seconded the motion to wave penalty & interest. Motion carried, \$49.43 will be refunded. Also present was Pam Reighard, County Treasurer.

The Commissioners attended a conference call with Treasurer Reighard, Cindy Perdue-Dolan and Senator Daines' Field Representative about our Secure Rural Schools and PILT payments being short this year from the previous year by \$130,000. Cindy will have DC office look into it.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana**July 21, 2021**

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of July 2021, warrant # 66362 - # 66417 were issued and a record of such is on file in the office of the Clerk and Recorder.

County employees Scott Hazelton, Charlene Shaul, Pam Reighard and Ann O'Toole were in to discuss use of ARPA funds. We will have another meeting in August to review. A detailed letter of the discussion is available on file in the Clerk & Recorders office.

County Planner Hazelton and Extension Agent Bo Walker were in to discuss the possibility of doing wildlife study on Spotted Dog to research the effects of the County Road on the Spotted Dog Wildlife Management area. To do a 3-year study opening next summer then seasonal closing the next year and finally open all year round to find data on the impact of the road on wildlife. Road to be open fully the third year. Bo would work with MSU to find funding and to find a graduate student that wants to take on the project.

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

The Commissioners attended the City/County Joint meeting at 5:00 pm. This meeting was hosted by the county.

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana**July 26, 2021**

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

The Commissioners signed TSEP Signature Certification Form for Conley Street Bridge.

Amended Stage II Fire Restrictions Resolution 2021-17 to allow utility line construction and maintenance with fire suppression equipment. Commissioner Mannix moved and Commissioner Sager seconded the motion to amend Stage II Fire Restrictions. Motion carried. Also present was Paul Babb from Northwest Energy.

The drawing of salary warrants #23315 - #23341 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of July 2021, were approved and a record of such is on file in the office of the Clerk and Recorder.

**POWELL COUNTY BOARD OF COUNTY COMMISSIONERS
EMERGENCY RESOLUTION NO. 2021-17
AMENDED STAGE TWO RESTRICTIONS**

Pursuant to Sections 7-33-2205 and 7-33-2212 MCA (201L), the Board of County Commissioners of Powell County, Montana hereby declare that an emergency has arisen within Powell County by reason of the extreme fire danger which exists in the county. The Commissioners further declare that the measures set forth below are immediately necessary to preserve the peace, health and safety of the residents of Powell County. These restrictions apply to private and county lands within Powell County.

THEREFORE:

IT IS HEREBY RESOLVED:

The following acts are prohibited effective at 0001 A.M. Mountain Daylight Time on Tuesday, July 27, 2021 until further notice:

1. Building, maintaining, attending or using a fire or campfire.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.
3. Use of fireworks.
4. The following acts are prohibited from 1:00 p.m. to 1 :00 a.m. except as otherwise described in this Order below
 - a. Operating any internal combustion engine.
 - b. Welding, or operating acetylene or other torch with open flame.
 - c. Using an explosive.

Also, a one-hour foot patrol in the work area is required following the cessation of all activities as identified in #3 above.

5. Operating motorized vehicles off designated roads and trails (except as exempted below.)

Exemptions:

1. Using motorized equipment for agricultural purposes (specifically haying/harvesting.) This exemption does not include timber harvesting.
2. Persons with a written permit specifically authorizing the otherwise prohibited act.
3. Persons using a device solely fueled by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding flammable material within three feet of the device.
4. Operating generators with an approved spark arresting device within an enclosed vehicle or building or in on area that is barren or cleared of all overhead and surrounding flammable materials within three feet of the generator.
5. Operating motorized vehicles on designated roads and trails.
6. Emergency repair of public utilities and railroads, if: Fire extinguisher or fire suppression equipment is immediately available.
7. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.

8. Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.
9. All land within a city boundary is exempted unless otherwise prohibited by an order or resolution.
10. Repair, maintenance, and construction of infrastructure, public utilities
11. Construction site activities on private lands, including construction of roads, utilities, and residential or commercial structures, if: Fire extinguisher or fire suppression equipment is immediately available.
12. Other exemptions unique to each agency/tribe.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity. The restrictions shall remain in effect until there is significant change in fire danger and restrictions are lifted.

Dated this 26th day of July, 2021.

Board of Powell County Commissioners

S/ Doug Crachy, Presiding Officer

S/ Ralph E. Mannix, Jr., Member

S/ Daniel G. Sager, Member

Attest:

S/ Jody Walker, Clerk & Recorder

Commissioner Sager attended Council on Aging Board meeting.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 27, 2021

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

Treasurer Pam Reighard, Planner Scott Hazelton, Ann O'Toole, and Finance Officer Charlene Shaul were in for a Conference call with Great West Engineering and Jonathan Weaver on what constitutes our match for ARPA Funds.

Dan Senecal stopped in to check on the Nevada Creek South Road. He wanted to know if it is a County Road. It is Road #22 on the County Road list.

Sheriff Roselles was in to give an update on fires in the County of that could come into the County. Goat Mountain Fire in Flint Creek Range is at 150 acres and still in Granite County. The Forest Service is closing all trails and roads into the area.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

July 28, 2021

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 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.

Montanans For Freedom were in for information and discussion on Governments following the Constitution. Present were Kimberly Buck, Diane Mavrinac, Dave Bluford, Bruce Leibold, Clerk & Recorded Walker and Planner Hazelton.

Commissioner Crachy attended LEPC meeting.

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

APPROVED:

DOUG CRACHY, Presiding Officer

ATTEST:

JODY WALKER, Clerk