

September 2022 Minutes Powell County Commission

Deer Lodge, Montana

September 6, 2022

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 Member Daniel G. Sager
Jody Walker, Clerk and Recorder, presented the correspondence.
Commissioner Mannix attended the WRC Board meeting.
Commissioners attended the Powell County Public Health Board meeting.
On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

September 7, 2022

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 Member Daniel G. Sager
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 August 2022, warrant #68408 - #68498 were issued and a record of such is on file in the office of the Clerk and Recorder.

The Commissioners went on a field trip to the fairgrounds to look at a Ven Trac multipurpose mower.

Commissioner Sager moved and Commissioner Mannix seconded the motion to approve Budget Resolution 2022-16. Present was Assistant Planner Ann O'Toole, Finance Officer Charlene Shaul, Treasurer Pam Reighard and Luke Ulatowski from the Silver State Post. Motion carried.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
RESOLUTION FOR ADOPTING A BUDGET FOR POWELL COUNTY
FISCAL YEAR 2022-2023
RESOLUTION 2022-16

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 2022-2023 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 \$20,099 and the value of a road district mill is \$16,912; 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 spreadsheet, be fixed and adopted for fiscal year 2022-2023, based on the county-wide mill value of \$20,099 and road district mill value of \$16,912.

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, 2022.

Dated this 7th day of September 2022.

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

ATTEST:

s/ JODY WALKER, Clerk and Recorder

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

APPROVED:

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

September 19, 2022

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 Member Doug Crachy

Jody Walker, Clerk and Recorder, presented the correspondence.

Commissioner Crachy moved and Commissioner Mannix seconded the motion to approve Resolution 2022-17, Elected Officials Salaries for FY 22-23. Motion carried.

**BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
ELECTED OFFICIALS SALARIES
RESOLUTION 2022 – 17**

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 2022-2023.

For the Powell County Clerk and Recorder, Treasurer, Clerk of the District Court, and Justice of the Peace the salary shall be \$52,860.00. The Powell County Superintendent of Schools salary shall be considered half time per Resolution 2021-25 and receive a salary of \$26,430.00. The County Attorney's salary shall be considered full time and receive a salary of \$106,424.43 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 \$66,171.00 per year, computed by using the base elected official's salary of \$52,860.00, 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. Effective October 1, 2021, SB 238 allows in addition to the above-mentioned salary, the county sheriff may receive any additional salary as determined by the board of county commissioners. The agreed upon amount is an additional \$1,000.00 which will increase the base salary to \$67,171.00. The undersheriff's salary shall be 98 percent (98%) 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%) at initial employment, 86 percent (86%) at two-year anniversary, and 87 percent (87%) at four-year anniversary 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 \$20,086.80 per year.

The County Commissioners shall receive a base salary of \$39,645.00 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, 2022.

Dated this 19th day of September, 2022.

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

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Signed propane contract for Avon shop. Price is \$2.19 per gallon, contracted for 890 gallons this heating season. Used 897 gallons last season, and requesting approximately the same.

Zoom discussion with Department of Environmental Quality (DEQ) including Matt Dorrington, Kevin Stone, and Tim Reilly. Logan Dudding was on the phone. Planner Amanda Cooley and County Attorney Kathryn McEnery were in the office. Discussed cleanup of a few hot spots in Arrowstone Park. They will look into having a contractor bid on the project, and keep it under \$10,000.

Hank Kertula and County Attorney McEnery were in to discuss possibility of an old county stage road from Highway 12, near Jeff Janke's south west to meet the county road through Spotted Dog WMA.

Treasurer Pam Reighard was in to discuss possibility of paying real taxes on a monthly plan.

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

APPROVED:

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

September 20, 2022

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.

County Attorney Kathryn McEnery and Jesse Kodaeck were in the office for zoom mediation meeting on Rock Creek Cattle Company lawsuit over Old Yellowstone Trail Road right-of-way. Jesse is the attorney for the county who has road law experience.

Commissioner Sager moved and Commissioner Crachy seconded the motion to accept the 2022-2023 agreement with CR for Inmate Excess Medical Insurance and/or Claims Administration Management. Motion carried.

County Extension Agent Bo Walker was in to present us with his extension teaching summary that he provides to MSU Extension.

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

APPROVED:

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

September 21, 2022

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.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of September 2022, warrant #68499 - #68561 were issued and a record of such is on file in the office of the Clerk and Recorder.

The Commissioners signed Budget Certification certifying that the annual budget was prepared according to law and adopted by the commission on Sept 7, 2022.

Commissioner Crachy attended the LEPC meeting.

Commissioner Sager moved and Commissioner Crachy seconded the motion to approve Resolution 2022-18, Bridge and Road Safety and Accountability Program funds. This is for 4.2 miles of chip seal on Sager Lane, Dempsey Road, Sam Beck Road and Airport Road. Motion Carried.

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

Commissioner Crachy attended the Parks Board meeting at 5:00 pm.

APPROVED:

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

JODY WALKER, Clerk