

Commissioner Minutes August 2023

Deer Lodge, Montana

August 7, 2023

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.

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 July 2023, warrant #70300 - #70370 were issued and a record of such is on file in the office of the Clerk and Recorder.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
AMENDMENT TO RESOLUTION FOR RATE OF CREDIT FOR INCARCERATION & RESOLUTION AMENDING
SHERIFF'S DAILY RATE OF CREDIT FOR DOC INCARCERATION FEE
2023-20

WHEREAS, the Montana Legislature has directed all Counties to annually set the rate for credit for incarceration of inmates while awaiting trial or sentencing pursuant to 46-18-403 MCA; and

WHEREAS, if a judgment is for a fine and imprisonment until the fine is paid, the detainee shall be allowed a credit of \$82.00 for each day of incarceration; and that an inmate is responsible for the actual costs of medication, medical services, or hospitalization while detained in a detention center, based upon the individual's ability to pay and/or private provider health care coverage, or a bona fide and responsible third-party payer, and

WHEREAS, the amount to be credited should not exceed the amount of the fine.

WHEREAS, the Montana Legislature has provided in 7-6-4013 MCA that the County Commissioners shall set fees for costs for County Offices by Resolution; and

WHEREAS, the County Sheriff's Office is permitted to charge fees as approved by the governing body for the per diem rates with the Department of Corrections for DOC county jail holds as defined in Section 46-18-403 MCA; and

WHEREAS, the County Sheriff's Office is permitted by law to charge fees for other services; and

WHEREAS, the Powell County Sheriff has made recommendations to the County Commissioners to set the fee for per diem rates with the Department of Corrections for DOC county jail holds at \$82.00 per day; and

WHEREAS, the County Commissioners of Powell County, Montana have examined the fee proposals from the Powell County Sheriff and their underlying basis and have determined that the flat fee of \$82.00 for the per diem rates with the Department of Corrections for DOC county jail holds as defined in Section 46-18-403 MCA is a fair fee for the services performed by the Sheriff's Office; and

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the amount of credit for an inmate at the Powell County Jail shall be the sum of \$82.00 per day up to the amount of the fines levied for the offense upon which the inmate was incarcerated; and

THEREFORE, IT IS HEREBY RESOLVED, that the Office of the Powell County Sheriff shall charge a flat fee of \$82.00 for the per diem rates with the Department of Corrections for DOC county jail holds as defined in Section 46-18-403 MCA.

Dated this 7th day of August 2023.

BOARD OF POWELL COUNTY COMMISSIONERS
s/ RALPH E. MANNIX, JR., Member
s/ DANIEL G. SAGER, Member
s/ RUTH E. KOEHLER

ATTEST:
s/ JODY WALKER, Clerk and Recorder

It was moved by Commissioner Mannix and seconded by Commissioner Sager to accept Resolution 2023-20 Amendment to Resolution for Rate of Credit for Incarceration & Resolution Amending Sheriff's Daily Rate of Credit for Doc Incarceration Fee. Motion carried.

Jonathan Weaver from Great West Engineering was in with final documents for Willow Bridge in Elliston.

Jennifer Spring, Rand Dickson, Jaena Richards and Nicole Johnson from Deer Lodge Medical Center were in to give their quarterly Powell Emergency Medical Service (EMS) update. Others present were Molly Kukal, Mandi Montgomery, Heather Quigley, Luke Ulatowski (Silver State Post), Brian Quigley, Tom Applegate, and Sheriff Roselles. Jennifer Spring presented the financials and there were some questions on different line items that were clarified. Rand then gave a report on ambulance services and who benefits from services. Sheriff Roselles said 95% of dispatch calls are for Powell EMS. Powell EMS tries to reach out to the other Quick Response Units (QRU) to offer training and equipment. There were questions on levy and term of levy and Powell County's contact with Deer Lodge Medical to provide services. Powell EMS is willing to work on a Memorandum of Understanding with Rural QRUs. Both Jaena and Jennifer said that Deer Lodge Medical could not run the ambulance without the county levy funds.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 8, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr. Jarita Neckels, Deputy Clerk and Recorder, presented the correspondence.

The Commissioners signed a letter of support to Fish Wildlife & Parks for Chicken Creek Addition to Nevada Lake Wildlife Management Area.

Ann O'Toole was in with the Meardon Minor Subdivision plat for Commissioner signatures, it was signed.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 9, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr. Commissioner Mannix and Commissioner Koehler attended the Safety meeting.

Commissioner Sager read statement for closing the meeting with Mike Trimbo. Meeting was closed at 2:10 pm and reopened at 4:04 pm.

On motion, the meeting adjourned at 4:05 P.M.

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 21, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of August 2023, warrant #70371 - #70421 were issued and a record of such is on file in the office of the Clerk and Recorder.

County Attorney McEnergy was in to discuss Willow Road's county ownership deed correction. Some discussion about the fact that there are two Willow Roads in Powell County. Elliston one is referred to as "County Road Tract" determined by metes and bounds. Attorney McEnergy has approval to file the paperwork if there is no conflict in the legal description with the Willow Road in Racetrack, there is no conflict to have two roads with the same name in the county because they are in different towns.

Commissioner Koehler reported on the fair. It went well. Record crowds at rodeos and boxing. Major problems with the electrical service at the fairgrounds. Commissioner Koehler will work with North Western Energy to come up with a plan to update all of the systems involved.

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

Meeting was closed and reopened at 11:40 am. Commissioner Mannix moved and Commissioner Koehler seconded the motion to terminate employee.

Mike Doyle and Amanda Cooley were in to discuss funding for the Deer Lodge Athletic Association Track and Football Field. Maintenance for the school district with water and mowing should save around \$6,000 a year. They have a significant increase in funds since the beginning.

Amanda Cooley reported that she visited with Sherman Anderson and Christopher Anderson regarding using the old hospital. They still moving forward with plans for short-term housing.

Information was presented on the Roundhouse property and the two different Bio Char Companies interested in starting businesses there.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 22, 2023

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

Pam Reighard, Charlene Shaul, and Ann O'Toole were in to present FY22-23 Budget Amendment Resolution 2023-21. Commissioner Mannix moved and Commissioner Koehler seconded the motion to approve Resolution 2023-21 to amend FY22-23 budget. Motion carried. The resolution is on file and available for viewing in the Clerk & Recorder's office.

Meeting was held with Dan Lucas and Cody Stone. Also, in attendance were Katie Burden, Darah Nelson, Heather Quigley, Pat Hansen Luke Ulatowski, Scott Perkins, George Smith, Vanessa Johnson, Jordan Green, Todd Kesner, and Amanda Cooley. There was more discussion about whether the county will continue to fund the Extension Service position in Powell County due to MSU's lack of support for our present agent. Jordan Green then asked for confirmation that if the county chooses not to have an Extension Agent, that the Community Development position wouldn't be required to do 4-H. Cody Stone stated if there was one agent only, they would be required to do some part of 4-H. This is directly opposite of what Dan Lucas said at the meeting three weeks prior. Continued discussion on how things will work out in the future. Dan Lucas will check in with the Commissioners on a regular basis. Everyone wants both the community development and 4-H programs to succeed. Bo Walker, Amanda Cooley, Vanessa Johnson, and Jordan Green stayed for further discussion about the Community Development position.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 23, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr.

Commissioners attended the Action Inc. Community Needs Assessment meeting.

Missy Merrill was in to visit.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 28, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr.

The drawing of salary warrants #24051 - #24056 and #70422- #70430 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of August 2023, were approved and a record of such is on file in the office of the Clerk and Recorder.

Jody Walker, Clerk and Recorder, presented the correspondence.

Commissioner Sager attended the City Planning Board meeting.

Jordan Green, Amanda Cooley, Scott Perkins, and Bo Walker were in to discuss Natural Resource position. General opinion is it would be a cost saver for the county to try to fund this position by grants to alleviate paying a grant writer and another person to be the local person with the knowledge. Extensive conversation on job aspects of 4-H, agriculture, community development and natural resources.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 29, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr.

Kelley Knight, Deputy Clerk and Recorder, presented the correspondence.

Karen Laitala was in to discuss weed control on Spotted Dog.

County Attorney Kathryn McEnery was in to discuss the letter Beaverhead County sent to the Attorney General.

Amanda Cooley was in to discuss planning grants for the fairgrounds.

Public Hearing was held for the Deer Lodge Disposal District for a fee increase. Scott Perkins and Luke Ulatowski (Silver State Post) were also present. Commissioner Mannix moved and Commissioner

Koehler seconded the motion to accept Resolution 2023-22 raising the price by \$2.00 per unit. Motion carried. The resolution is on file and available for viewing in the Clerk & Recorder's office.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder

Deer Lodge, Montana

August 30, 2023

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 Ruth E. Koehler and Ralph E. Mannix, Jr.

Jody Walker, Clerk and Recorder, presented the correspondence.

Kyla Johnson was in for the Airport Board. Commissioner Sager signed the Airport Capital Improvement Plan annual update.

Ann O'Toole was in for a preliminary budget discussion. Present was Amanda Cooley, Greg Larkins, Kerry Glisson, Charlene Shaul, Ann O'Toole, and Emily Wood.

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

APPROVED:

Dan Sager, Presiding Officer

ATTEST:

Jody Walker, Clerk & Recorder