OF MINERAL COUNTY, MONTANA

Friday August 2, 2019

The Board of County Commissioners of Mineral County, Montana met in regular session on Friday, August 2, 2019. Present were Board Chair Roman Zylawy, Commissioner Duane Simons and Administrative Assistant Dawn Terrill. Commissioner Laurie Johnston was absent.

Commissioner Zylawy called the meeting to order at 9:00 AM

Packer Creek Bid Opening:

Present: Kasey Feasel- Deputy Clerk and Recorder/Road Department Administrative Assistant, Jared Koskela- USFS Engineer

Three bids were received:

Kasey read the first, second and third bid:

Haskins Excavating, LLC - \$51,900

Hutchins Excavating- \$36,850.00

Tom Stevens Construction- \$ \$44, 500.00

Commissioner Zylawy made a motion and Commissioner Simons seconded to accept the Packer Timber Creek Repairs bid from Hutchins Excavating in the amount of \$36,850.00 based on the recommendation of Jared. Motion carried unanimously

BARSAA Resolution 8-2-2019:

Present: Kasey Feasel- Deputy Clerk and Recorder/ Road Department Administrative Assistant, Diane Magone- citizen, Kasey-

- BARSAA- Bridge Road and Safety and Accountability Act
- Allocations for 2019:
 - \$46,002.43 this year; last was \$21,260.00
- Dispersing the funds requires a resolution

Commissioner Simons moved and Commissioner Zylawy seconded to approve BARSA Resolution 8-2-2109, a resolution Requesting Distribution of Local Government Road Construction and Maintenance Match Program. Motion carried unanimously.

CFLRP Discussion (Collaborative Forest Landscape Restoration Program) - MCRC

Present: Carol Young- MCRC Co-Chair, Diane Magone- citizen

Carol-

- submitting a proposal for the restoration project
- CFLRP program has been re authorized; great way to get a lot of work done
- · economic benefit
- submission is asking for a large amount of acreage and cross boundary support
 - Superior, Ninemile-Plains/Thompson Falls Ranger District
- Submission must have how collaborative support, thus asking for a small donation from the Commissioners

Commissioner Simons moved and Commissioner Zylawy seconded to dedicate \$200.00 to Mineral County Resource Coalition for the purpose of the CFLRP submission. Motion carried unanimously

Treasurers Office Vacancy Fulfillment Request:

Present: Mary Yarnall- Treasurer

Mary:

- requests filling a recent vacancy in her office
- states this is presently a half time position but would prefer full-time

Commissioner Zylawy:

• the budget is unknown at this time, so if the position is to be advertised right now, a commitment to full time cannot be made

Mary:

will advertise without stating full or part time in the interest of immediacy

Shyrock Motor Coach and RV Tax Assessment:

Present: Chris Lane- Developer-Shyrock, Danielle Hagemo- Property Manager-Shyrock, Gail Baumkirchner-owner-Shyrock, Anne Lane, CFO- Shyrock; Dan LaPlan via teleconference

- requests commissioners lower taxes that have gone up in the recent tax assessment
- presented surrounding property owners tax assessments
- AB-26 have been filed

Commissioner Zylawy called Dan LaPlan, the assessor that was on site to assess; Dan LaPlan explained the assessment and offered to meet to give further explanation of the process

Dan:

- tract Land is valued by market and State Statute
- provided examples of other tract land subdivisions as requested by Commissioner Zylawy

Commissioner Zylawy:

- the next step, after AB-26,
 - o state appeal then,
 - o go to the Mineral County Tax Appeal Board

Representatives of Shyrock will continue following the protocol for appealing the tax assessment

Administrative Business:

Commissioner Simons moved and Commissioner Zylawy seconded to approve payroll paid on August 2, 2019, in the amount of \$87450.33 with check numbers 17596 through 17605. Motion carried unanimously

Documents signed:

Montana Department of Transportation agreeing to support 65 mph for semi- trucks on 1-90 from St Regis to Look Out Pass

Nursing Contract for Superior School District 2019-2020 signed by Commissioner Zylawy

Meeting adjourned at 12:30 PM

Next Meeting Thursday August 8, if business so dictates, and Friday August 9, 2019 in the Commissioners Meeting Room

OF MINERAL COUNTY, MONTANA

Friday August 9, 2019

The Board of County Commissioners of Mineral County, Montana met in regular session on Friday, August 9, 2019. Present were Board Chair Roman Zylawy, Commissioner Laurie Johnston, Commissioner Duane Simons and Administrative Assistant Dawn Terrill.

Commissioner Zylawy called the meeting to order at 9:00 AM

Administrative Business:

Present: Gordon Hendrick- citizen

Commissioner Simons moved and Commissioner Zylawy seconded to approve payroll warrants paid on August 9, 2019, in the amount of \$48375.13 with warrant numbers 17606 through 17610. Motion carried unanimously

Commissioner Johnston moved and Commissioner Simons seconded to approve claims paid on August 8, 2019, in the amount of \$59402.21 for claim numbers 35525 through 35607 with warrant numbers 11004 through 11087, with warrant number 11086 void due to having been made to the wrong vendor. Motion carried unanimously

Commissioner Johnston moved and Commissioner Zylawy seconded to approve board meeting minutes of July 26, 2019 and August 2, 2019 with changes.

Administrative Assistant Dawn Terrill relayed a request for storage space at the Health Department to be cleared of Commissioner odds and ends; it was decided maintenance director, Joel Skinner, will be asked to clean the space

Another request brought forward was that the vault be cleaned of unnecessary paperwork; administrative assistant Dawn Terrill will research records retention schedule.

Administrative Assistant to the Commissioners informed them that employees working with Motor Vehicle Software will have to pass an FBI background check; the exact date is unknown, but Department of Motor Vehicles has alerted the Treasurer's Office that it is likely very soon

Detention Update:

Present: Diane Magone- citizen, Steve Trollope- Undersheriff, Mike Boone- Sheriff, Gordon Hendrick- citizen, Maggie Dresser- reporter, Jessica Schaak – Crime Victim Advocate, Kim Taron-Justice Court Clerk, Wendie Richards- Justice Court

Clerk, Dale Magone- Justice of the Peace, Joel Skinner- maintenance, Mary Ellen Wood- citizen, Ellen Donohue- County Attorney

Ellen-

- continue working to get an outside agency to run the jail
- is hopeful something will evolve from Mike Thatcher's networking

Diane-

asks the liability if a jail inmate is hurt at another jail site

Commissioner Zylawy-

- Mineral County is liable no matter where the Mineral County inmate is housed
- addressed the concern for the safety of Mineral county without a jail; the community is better protected than at any other time with six deputies, a sheriff and an undersheriff
- restates, along with Commissioners Johnston and Simons, the desire and goal is to have the jail open

The next Detention Update and Discussion meeting is September 13, 2019 10:00-11:00 in the Commissioners Meeting Room

Documents signed:

DPHHS Task Order /Contract #20-07-1-01-174-0 to Toole Unified Government Master Contract That Covers The Period Of July 1, 2019 To June 30, 2026 Office Of public Health System Improvement is signed by Commissioner Simons.

A letter of invitation to apply for the vacancy on the Superior TV Board was sent to Kelly Dillon of Superior and is signed by Commissioners Johnston, Simons and Zylawy.

Public Comment:

Present: Tim Read- Superior TV District, Candis Hampton- Environmental Health and Planning Administrative Assistant, Gordon Hendrick- citizen, Denley Logge- HD14

Tim-

- getting a bid from Jeremy Puhek Owner/System Engineering Technician for trying to improve the local signal and add a couple channels if possible
- FCC has given a site location
- there is a program for doing this task- states Jeremiah Puhek
- remove two short towers and put in one tall tower -75-80 ft. to tower; point all antennae to town
- the t.v. tower was on forest service land
- t.v. reception service will be interrupted during the improvement
- requests \$1000.00 from the Sanitation and Planning budget be paid to Candis for record keeping, payment of claims and taking phone calls
- Tim will be leaving as a board member; requests a letter from Commissioners to Kelly Dillon to be a board member

- a fund in the Treasurer's Office is needed to pay claims; support of the commissioners for this fund is appreciated
- Commissioner Zylawy will talk to the Clerk/Recorder and Deputy about running claims through the county

Department Head Meeting:

Present: Jenn Donovan- Health Department Director, Candis Hampton- Environmental Health and Planning Administrative Assistant, Joel Skinner- Maintenance, Kathleen Brown- District Court

Candis -

- 3 licensed establishment inspections
- 7 site evaluations
- 8 sewer permits
- 1 person closing a subdivision
- 3 certificates of survey
- St Regis Levee Project

Joel-

reported 59 tasks completed in the last month- they can be seen in supporting documents

Jenn-

- year end numbers
 - o 710 immunizations last year
 - o investigated 83 communicable diseases
 - o a rabid bat bit or scratched two people
 - o pet rabies vaccine clinic
 - o more Hepatitis C cases
 - o no longer applying for accreditation due to changes
 - o decreases in
 - o annual safety evaluation was completed
 - o blood borne pathogens will be a huge project
 - o BRIT- everyone must complete assigned trainings

Kathleen-

- spoken to every major news organization regarding the rodeo incident
- many requests for document

Guna Chaberek-

- submitted a paper update as she is out of office for today's meeting
- author Leslie Budewitz held a book signing and presentation for the Summer reading Program finale with visitors numbering + 100Summer Reading Program at the Park
- Summer Reading program at the Park included science presenters Waveland King, Chris Martineau and Lloyd Villet to support the theme of space
- August 17 will bring Chris LaTray, this year's Book Award Winner for <u>One Sentence Journal</u>, to the library for
 presenting and signing his book; this will take place at

Commissioner Zylawy asked for input from everyone in attendance on the county newsletter; all but one stated they like it, they appreciate the celebration of accomplishments and the cheerfulness; it was stated they'd like to see more input from other offices

Meeting Adjourned at 3:30 PM

Commissioner Simons excused himself from the meeting at 12:10 PM

Next Meeting Thursday August 16, 2019 in the Commissioners Meeting Room

OF MINERAL COUNTY, MONTANA

Friday August 16, 2019

The Board of County Commissioners of Mineral County, Montana met in regular session on Friday, August 16, 2019. Present were Board Chair Roman Zylawy, Commissioner Laurie Johnston, Commissioner Duane Simons and Administrative Assistant Dawn Terrill.

Commissioner Zylawy called the meeting to order at 9:00 AM

General Budget Session:

<u>Present:</u> Emily Park- Extension Agent, Sheelia Miller- Library Board, Diane Magone- Library Board, Guna Chaberek-Library Director, Jenn Donovan-MCHD, Trude Wofford- citizen,

Some budgets need to be adjusted: Treasurer, Library, Mineral County Health Department, and Sheriff

Jessica:

- mill value came in at \$11,300.00
- a total amount of additional revenue is \$41,000.00
- gave library a little mill increase
- general fund has about 35% reserve
- a transfer of \$223,000 from PILT will be used for retirement and the permissive medical levy
- Public Safety- review at Detention Center budget discussion- it's very high- if it can be lowered, more can go to
 Public Safety

Emily:

• update on Department of Commerce with regard to Superior Meats

After reviewing all the budget figures the Board could give everyone a .58 cent per hour raise

Treasurer's Office:

Mary requests her vacancy be full time

Commissioners determine 29 hours will be allowed for the Treasurer's Office vacancy

Health Department:

- budget adjustment is needed
- 5 hours for safety coming out of general fund

Commissioners determine Human Resources, Safety and Commissioners Administrative Assistant ,Dawn Terrill,will be assigned 25 hours per week under the General Fund and direction of the Commissioners; 15 hours will be devoted to the Clerk and Recorder's Office

Sheriff's Department

- the budget can cut in the following areas
 - o housing of inmates from \$136,000 to \$125,000
 - o meals for inmates from \$20,000 to \$5,000
 - o overtime for dispatchers from \$29,988 to \$20,000
- if need arises, the budget will have to be amended

The budget is set to be adopted on August 30, 2019 at 1:00 PM

Commissioner Johnston moved and Commissioner Zylawy seconded to approve the minutes of August 9, 2019. Motion carries unanimously.

Documents signed:

US Department of Agriculture Forest Service Special Use Permit by Commissioner Zylawy

Meeting Adjourned at 2:30 PM

Commissioner Simons excused himself from the meeting at 1:30 PM

Next Meeting Friday, August 23, 2019 in the Commissioners Meeting Room

PROCEEDINGS OF A SPECIAL MEETING

OF MINERAL COUNTY, MONTANA

TO DISCUSS THE IDAHO MONTANA BORDER DISCREPENCY

Tuesday Aug 20, 2019

<u>Present:</u> Andy Short- Director of Environmental Health and Planning, Candis Hampton- Environmental Health and Planning Administrative Assistant, Carol Young- Mineral County Resource Coalition, Dawn Terrill- Commissioner Administrative Assistant, Commissioner Roman Zylawy, Commissioner Duane Simons, Denley Loge-MT State Representative, Blaise Lodermeier (via teleconference)- BLM Cadastral Surveyor, Marvin Montoya-(via teleconference)-BLM Cadastral Surveyor, Susan Hendrixson (via teleconference)- Department Clerk Shoshone County, Commissioner Jay Huber (via teleconference)-Shoshone County, Commissioner Mike Fitzgerald-(via teleconference)- Shoshone County; arriving at 11:08: Emily Park- MSU Extension Office

Andy -

- facilitated introductions
- follow up to Mineral County letters and meetings of the past to Shoshone Commissioners regarding the state line discrepancy- asks if Shoshone has a response to the letters sent previously

Mike -

- recounts meeting in January 2018- any new information since then? response from Mineral County is no
- states that the letter says the same thing as the meeting-the state line was established in 1904 and the present Idaho tax assessment line has encroached into Montana approximately 13 acres; Mineral County wants to correct the situation
- Mineral County previously presented Shoshone a legal opinion
- states there is a legislative federal process to be used
- four components of the proposed change
 - o technical component of change is to a private licensed land surveyor
 - legal- no precedence of this happening in the US; queried attendees for any awareness of a situation like this- response is no
 - o property owners-three
- asks if MTD right of way would be affected- answer by Denley Loge is yes
- reticent to walk into a federal process again (gave history of Shoshone County previously lost federal cases)- asks MC to explain why Shoshone County should lead their citizens down this path

Andy Short asks for clarification of Shoshones concern

 clarification includes this is a Federal Process that will require time, resources and money- Shoshone does not have money

Andy-

• hoping for agreement between counties and taking that to respective Department of Revenue with directive of following the new boundaries for taxing—hoping not to use a federal process

BLM-

1904 state line is the record, man made changes do not typically cause a change in boundaries

Shoshone County has made an assessment line that is in contradiction to the 1904 state line

Denley-

Suggests get BLM to set the original monuments, making it simple for the courts

Mike-

- will advise Idaho Transportation Board, District One Engineer, and Forest Service of this conversation; Shoshone will continue to take this under advisement, stepping cautiously
- asks if Look Out Ski Area would end up in Montana/yes

Blaise-

- a federal entity needs to bring forward the request for a survey to reset monuments
- a private surveyor is best for this project

The meeting adjourned at 11:20 AM

Next Meeting Date: September 16, 2019 at 10:45

OF MINERAL COUNTY, MONTANA

Friday August 23, 2019

The Board of County Commissioners of Mineral County, Montana met in regular session on Friday, August 23, 2019. Present were Board Chair Roman Zylawy, Commissioner Laurie Johnston, Commissioner Duane Simons and Administrative Assistant Dawn Terrill.

Commissioner Zylawy called the meeting to order at 9:00 AM

Forest Service Update

Present: Eric Tomasik- Ninemile District Ranger, Carole Johnson- Superior District Ranger

Eric-

- CFLR turned into regional office
- veg project on track; Smoky Quartz wrapping up soon
- Rennick/ Stark didn't get logged, will be looking to do more
- Soldier Butler on track- out for objections now
- Sawmill Petty on track
- 6-8 starts from lightning strikes a week ago
- co-op trails with Superior District project

Carole-

- group of high school students from Bay area of California at Trout Creek
- camp hiking Great Burn interested in our area
- Nate Kegal, Forest Service engineer, brought out regional engineer looking at Little Joe and Route of the Olympian and other roads
- Joni Packered, regional coordinator for YCC Program spent a couple hours with Carole
- Dan Campbell headed up Forest Service booth at the fair with emphasis on Smoky Bear
- mining exploration on Oregon Creek- good plan
- scoping for Redd Bull out public meeting Tuesday August 27 in St Regis
- getting data for Cruzane
- joining mining tour up Cedar Creek with Historical Society
- hosting National Forest Foundation in September
- complete small sales in ski area at Lookout
- pre work with IFG on unit for Lost Creek
- activity on 7 mag and Camelflauge
- road work starting on Hall/Wood and Johnson Creek
- repair work on Hiawatha and Packer Creek
- picked up fire in Cold Creek
- 2 people sent to Alaska

- losing seasonal employees now
- camp on Asarco trust land- not Forest Service ground
- fee increased on rental sites- in comment period until September 30

Forest Service Field Trip- 9:00 AM- 12:30 PM- Sunrise Salvage

Administrative Business:

Commissioner Johnston moved and Commissioner Simons seconded to approve payroll warrants paid on August 16, 2019, in the amount of \$133,359.52 with warrant numbers 17606 through 17617. Motion carries unanimously

Commissioner Johnston moved and Commissioner Simons seconded to approve claims paid on August 23, 2019, in the amount of \$154,760.13 for claim numbers 35608 through 35667 with warrant numbers 11088 through 11148, with warrant number 11121 void due to having been made in the wrong amount. Motion carries unanimously

Approve language in the E Cig document:

Present: Diane Magone-citizen

Commissioner Zylawy read the letter and E Cig language aloud

Public question:

• asks if private businesses are considered public; response is in relation to the E Cig law is yes

Commissioner Johnston moved and Commissioner Simons seconded to approve language as written in the E Cig Montana Clean Air Act Implementation Protocol for Mineral County. Motion carries unanimously

T.V. Board Member Appointment:

Present: Candis Hampton- Administrative Assistant for Superior T.V. District, Tim Read-T.V. District Representative

Commissioner Simons moved and Commissioner Johnston seconded to approve the appointment of Kelly Dillon to the TV District Board. Motion carries unanimously

Cemetery Board Member Appointment:

Commissioner Simons moved and Commissioner Johnston seconded to approve the appointment of Martha Ramos to the DeBorgia Cemetery Board. Motion carries unanimously.

St. Regis Levee Repair Project Update:

Present: Candis Hampton – Environmental Health and Planning Administrative Assistant, Andy Short- Environmental Health and Planning, Lori Dove- DES Coordinator

Andy-

- updated progress of the St Regis Levee Project
- · continues working with landowner for perpetual lease
- hand-out available in Environmental Health and Planning Office

Public Comment: None

Renewal Contract for Jessica Connolly:

Commissioner Simons moved and Commissioner Johnston seconded to approve CONTRACT FOR SERVICES, with a \$20,000 cap, between Jessica Connolly and Mineral County. Motion carries unanimously

MDT Transportation Plan:

Present: Bob Vossen-Department Administrator, Ben Nunnallee-Districts Project Engineer, John Schmidt- DCOE, Donny Pfiefer- District Pre –Construction Engineer, Wayne Dykstra-Maintenance Superintendent

Introductions completed

Annual update and upcoming projects

Ben-

• Shows map with projects that can be seen in supporting documents with Commissioners Meeting Minutes

Commissioner Zylawy briefed MDT on the Idaho Montana Border Dispute and requested any supporting evidence for the 1904 Survey; Donny Pfiefer responded that they will look for evidence supporting the State Line

Documents:

Promissory Note and Security Agreement for Superior Meats, signed by Commissioner Johnston

Meeting Adjourned at 2:05

Next Meeting Friday, August 30, 2019 in the Commissioners Meeting Room

OF MINERAL COUNTY, MONTANA

Friday August 30, 2019

The Board of County Commissioners of Mineral County, Montana met in regular session on Friday, August 30, 2019. Present were Board Chair Roman Zylawy, Commissioner Laurie Johnston, Commissioner Duane Simons and Administrative Assistant Dawn Terrill.

Commissioner Zylawy called the meeting to order at 9:00 AM

Budget Adoption and Salary Resolution

Present: Dale Magone-Justice of the Peace

Dale-

• asks about the raise he requested for the two justice clerks

Commissioner Zylawy stated that all employees will have the same raise, which is .58 cents per hour and will be retroactive to July 1st, 2019

Adopt Budget Resolution 8-30-19 A and Salary Resolution 8-30-19 B:

Commissioner Johnston made a motion and Commissioner Simons seconded to approve the 2019-2020 the Montana Final Budget Document (Mineral County) Resolution 8-30-19 A Salary Resolution 8-30-19 B to adopt. Motion carries unanimously

Propane Bids:

Present: Kerby Smith- Mineral Energy, Scott Dodd-Mineral Energy, Garth Riebe- Energy Partners, Mike Mueller- Energy Partners

Two bids were received:

Commissioner Johnston read the first and second bid:

Mineral Energy: No charge to switch out tanks tank lease \$1.00 per year; five tanks @ \$1.00 each

LP Bid Price September and October 2019 @ .99 cents per gallon; remainder of current year continued @

\$1.15 per gallon

Service on all oil and LP Gas Appliances at \$50.00 hour/labor *Savings of \$35.00 per hour

Wholesale pricing on all parts necessary for job completion

Energy Partners:

tank lease \$1.00 per year; five tanks @ 1.00 each summer fill rate of \$1.05 per gallon a capped price of \$1.30 per gallon service and labor can be discounted for the county

Commissioner Simons made a motion and Commissioner Johnston seconded to accept the bid from Mineral Energy for the September and October rate of .99 per gallon and \$1.15 per gallon thereafter. Motion carries unanimously

Qiana Minor Subdivision Final Plat Approval:

Present: Andy Short-Environmental Health and Planning, Candis Hampton- Environmental Health and Planning Administrative Assistant, Sonja Godin- citizen

Commissioner Johnston moved and Commissioner Simons seconded to approve Qiana Minor Subdivision Final Plat based on the recommendation of Andy Short.

Andy commented that a weed plan is needed and the Weed Board is meeting on September 4, 2019 to develop the plan.

Public Comment- None

Community Developing Block Grant Program (CDBG)

Present- Jim Morton, Executive Director, HRC, Andrew Chanania AC Solutions/HRC Grant Writer, Emily Park MSU/Mineral County Extension

Jim:

asks for a letter of approval of the District XI Human Resource Council's Community Services Block
 Grant Work plan and Budget for Fiscal Years 2020-2021

Letter of Approval was signed by approval of the District XI Human Resource Council's Community Services Block Grant Work plan and Budget for Fiscal Years 2020-2021 was signed by Commissioners Zylawy and Johnston.

asks for signature on previously discussed Resolution To Authorize Submission of CDBG Application

Resolution To Authorize Submission of CDBG Application was signed by Commissioner Zylawy

asks that Montana CDBG Certification For Application be signed by Commissioner Zylawy

Montana CDBG Certification For Application was signed by Commissioner Zylawy

Administrative Business:

Commissioner Johnston moved and Commissioner Simons seconded to approve payroll warrants paid on August 30, 2019, in the amount of \$66,232.83 with warrant numbers 17618 through 17628. Motion carries unanimously

Commissioner Johnston moved and Commissioner Simons seconded to approve minutes of August 16, 20 and 23 2019 with changes

ABS Maintenance Color Copy Agreement for the Konica Minolta C284e, Sheriff's Department, was signed by Commissioner Zylawy

Modification of Grant or Agreement 16-RO-11011600-050, Route of the Olympian Grading and Gravel was signed by Commissioners Zylawy, Johnston and Simons

The meeting adjourned at 3:30 PM Commissioner Simons excused himself from the meeting at 12:00

Next Meeting Thursday September 5 and Friday September 6, 2019 in the Commissioners Meeting Room