

**PROCEEDINGS OF THE BOARD OF THE COUNTY COMMISSIONERS
OF MINERAL COUNTY, MONTANA**

Friday, February 4, 2022

The Board of County Commissioners of Mineral County, Montana, met in a regular session on Friday, February 4, 2022. Present were Commissioner Roman Zylawy, Commissioner Laurie Johnston, Commissioner Duane Simons, and Administrative Assistant Dawn Terrill.

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

9:00 AM Route of the Olympian Little Joe West-Bid Opening and Award-Action Item

Present: Kasey Feasel- representing Road Foreman Jason McLees and Michael Frawley- US Forest Service

Commissioner Johnston recused herself from the Bid Opening Award

Kasey stated there were three bids

Commissioner Zylawy opened and read the three bids aloud:

Meadow Creek Contracting	\$27,701.20
Kelly Johnston, LLC	\$24,840.00
Haskins Excavating	\$35,465.00

Commissioner Simons asks Michael Frawley if everything seems in order with all of the bids/Response:
yes

Commissioner Simons moved, and Commissioner Zylawy seconded to accept the bid of \$24,840.00. of Kelly Johnston, LLC. Motion carried unanimously.

~~**9:50 — TV Board Appointment — Action Item Gordon Hendrick — Car Sale — Action Item Gordon Hendrick**~~

10:00 AM Requesting funding for vault toilets for St Regis Park (-Montana Trail Stewardship Grant

Action Item

Present: Diane Magone- citizen, Emily Park- MSU Extension Agent, Glenn Koepke- citizen, Monte-Turner- citizen, Peggy Temple arrived late

Diane

- wrote a letter of support to be signed by the commissioners if they're in agreement
- stated this is a collaborative effort to write the trail grant for two vault toilets for the St Regis Park
- the toilets will be available for use year around
- the grant request is \$44,000.00
- the lowest of three quotes came from Missoula Concrete
a two-year supply budget is set at \$1800.00
- the grant requires a 10% match; calculated from the current budget of the park
- the county will be the official people on the grant.

Commissioner Johnston moved, and Commissioner Simons seconded signing a letter of support for the trail stewardship grant for two vault toilets for the St Regis Park. Motion carried unanimously.

10:30 AM Mineral Community Hospital District Levy Election Discussion; 2022 Mineral County Special District Elections Update

Present: Kasey Feasel- Deputy Clerk and Recorder, Stacy Conrow Ververis-CFO Mineral Community Hospital, Laurel Haskins- CEO Mineral Community Hospital, Peggy Temple- Board Chair Mineral Community Hospital Board, Stephen Moats- citizen, Monte Turner- citizen

Kasey-

- asked that the Elections Office hold the special district election for May 3 be by mail-in ballot for cost efficiency for the May 3 election
- stated the Hospital Board has asked that the trustee and levy election be by mail- in vote; historically all special elections have been by mail in ballot

Discussion ensued regarding the reason for the hospital wanting 24 mills given the COVID monies /Response: COVID dollars had very specific guidelines and use

Laurel explained concerns for unpredictable costs in the future, so while the hospital is financially healthy, \$5 million is in the bank, the future is unpredictable

Commissioner Johnston asked how much longer the \$240,000.00 contracted consultant position would be funded

Laurel stated the monthly gross revenue for the hospital is a million dollars per month and the 24 mill levy request is the same amount from the previous ten years

Commissioner Johnston voiced concerns about the mill levy for the hospital knowing that at some point a public safety levy will need to go to the community

Citizen asked about ARPA and if local jurisdictions received ARPA; Commissioner Zylawy said ARPA is a separate issue for the hospital

Citizen asked who owns the hospital and if the county has any vested interest/Response- the hospital is privately owned; the hospital has its own board that works in conjunction with a special district elected county board.

Kasey and /or Kelann will return next Friday to finish the discussion regarding special district election by mail- in ballot

11:00 AM Request to put dispatch formerly requested position back to detention

Request to purchase Guard One Security Plan

Present: Mike Toth- Sheriff, Glenn Koepke- citizen, Stephen Moats- citizen

Sheriff-

- formally requested moving the open dispatch position back to detention

Commissioner Johnston moved, and Commissioner Simons seconded to move the open position in Dispatch back to Detention. Motion carried unanimously.

Public Comment

Present: LeRoy Godin- citizen, Monte Turner- citizen, unnamed citizen

Citizen 1-

- stated he was unaware of the meeting last week regarding vacating Moats Lane or he'd have been present for discussion

Citizen 2-

- stated he was returning from last week to get a clearer understanding of the commissioners' feelings regarding policies trumping laws in the law enforcement office; he would like an answer to his question

Commissioner Zylawy stated he would try to learn more about the authority to use policy over laws.

Administrative Business

Commissioner Johnston moved, and Commissioner Simons seconded to approve claims paid on February 4, 2022, for the amount of \$36,132.04 with claim numbers 39518 through 39559 and warrant numbers 15034 through 15075. Motion carried unanimously.

Commissioner Johnston moved, and Commissioner Simons seconded to approve minutes of February 18, 2022. Motion carried unanimously.

Documents signed:

There were no documents signed

Meeting adjourned at 3:30 PM

The next regular meeting will be Friday, February 11, 2022, in the Commissioners Meeting Room.

Minutes were taken by

Dawn Terrill

**PROCEEDINGS OF THE BOARD OF THE COUNTY COMMISSIONERS
OF MINERAL COUNTY, MONTANA**

Friday, February 11, 2022

The Board of County Commissioners of Mineral County, Montana, met in a regular session on Friday, February 11, 2022. Present were Commissioner Roman Zylawy, Commissioner Duane Simons, and Administrative Assistant Dawn Terrill. Commissioner Laurie Johnston was absent.

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

9:00 AM Rick Miller inquiring about the record of recent easement and /or a plan to restore the easement back to its original terms/ or create a new easement

Present: Rick Miller- landowner, Denley Loge- Montana State Representative, Patti Curtin- citizen, Maura Johnson- citizen, Andy Short- Environmental Health and Planning Director, Candis Hampton- Environmental Health and Planning Assistant

Rick:

- explained the history of his property/easement issue
 - stated the county has made many changes by placing an easement across his property
 - told of trying to work with the county for a resolution
- is no longer willing to work with the county and demanded that his property be restored by the county to reflect the original easement from 1930 and replace the cattleguards they removed.

Denley suggested Rick bring in maps to demonstrate the property changes and the original property description; Rick has maps and expressed a willingness to bring them in for showing his property

A field trip to Rick Miler's property has been agreed to and is scheduled for Friday, February 18, 2022; representative Loge is somewhat familiar with the easement and intends to participate in the field trip

Mineral County Special District Elections update-clarification

Present: Kelann McLees- Clerk and Recorder, Peggy Temple- Hospital Board member, Andy Short - Environmental Health and Planning Director, Candis Hampton- Environmental Health and Planning Assistant

Kelann clarified that the Elections Office would like the special District Election to be held by mail in ballot, as it has been in the past. Commissioner Simons and Commissioner Zylawy agree to keep the special district election cost- effective by using a mail-in ballot.

10:00 AMTV Board Appointment of Gordon Hendrick and Car Sale

Present: Gordon Hendrick- citizen, Peggy Temple- Hospital Board member, Andy Short - Environmental Health and Planning Director, Maura Johnson- citizen

Commissioner Zylawy moved, and Commissioner Simons seconded to reappoint Gordon Hendrick to the TV District Board. Motion carried unanimously.

Gordon reported that there are six vehicles ready for auction and asks permission to set a date for the auction. The six vehicles are:

Patrol Cars:

- 2012 4 door Dodge Charger
- 2012 4 door Chevy Impala
- 2007 Dodge Durango SLT
- 2004 GMC Envoy

Non-sheriff vehicles

- 1995 2 door Honda Accord LX
- 2000 4 door Hyundai Sonata

Commissioner Simons moved, and Commissioner Zylawy seconded to approve a sale for the six impounded vehicles. Motion carried unanimously.

10:30 AM Airport Camera Grant and update and Discuss setting a public hearing date to consider the Annexation of 5,136 acres to the Superior Rural Fire District

Present: Steve Temple- Airport Board/Fire Department Chief, Ken Quitt- Fire Department, Glenn Koepke- citizen, Gordon Hendrick- citizen, Maura Johnson- citizen

Steve-

- Mineral County Airport was awarded \$7500.00 from an MDT Weather Camera grant
 - this grant has no matching funds
 - Mineral County will be one of the first airports in Montana to get weather cameras
- Recommended the commissioners approve the grant

Commissioner Simons moved, and Commissioner Zylawy seconded to approve the Airport Camera Grant. Motion carried unanimously.

Discuss setting a public hearing date to consider the Annexation of 5,136 acres to the Superior Rural Fire District

Steve:

- told the history of the annexation request
- there are now 66 property owners interested in the annexation
 - there is one property owner against the annexation
- property owners have already purchased equipment
- grants will be needed to purchase the land (from DNRC) and to build the building
- would like this put on the agenda for review
- handed over the petitions to be entered into the record
- asked the commissioners to pick a date at their Feb 18, 2022, meeting for a public hearing- the public hearing could then be set for March 25

11:00 AM Discussion to Vacate Alley Block 82

Present: -via teleconference was Brett Moats, in attendance were Steve Moats- citizen, Bessie Spangler- realtor, Glenn Koepke- citizen, Andy Short-- Environmental Health and Planning Director

Brett-

- stated he doesn't believe there should be any charge for the alley to be vacated as it goes back to the original owner
- said the survey shows this is a right of way

Andy explained the definition of a right away

Commissioner Zylawy responded that the county needs to stay consistent- there has been a fee paid to the county when a strip of land is vacated

Discussion of the survey required and its necessity. Andy Short tells the survey is required for clarity

Commissioner Zylawy suggested researching the need for the survey as it was quite costly and the alley is being vacated

Commissioner Zylawy suggested putting this discussion on the agenda as an action item; a good date is March 18 for a public hearing- set at 10:00 AM

- an ad will be placed by the Environmental Health and Planning Department to run two weeks before the March 18 meeting and the realtor will pay the cost of the ad

Public Comment

Present: LeRoy Godin- citizen, Glenn Koepke- citizen

There were no comments received

Administrative Business

Commissioner Simons moved, and Commissioner Zylawy seconded to approve payroll paid on February 11, 2022, for the amount of \$164,942.51 with check numbers 18550 through 18565 and electronic deposits 66962 through 67032. Motion carried unanimously.

Commissioner Simons moved, and Commissioner Zylawy seconded to approve claims paid on February 11, 2022, for the amount of \$2594.40 with claim number 15076. Motion carried unanimously.

Commissioner Simons moved, and Commissioner Zylawy seconded to approve minutes of February 11, 2022. Motion carried unanimously.

Documents signed:

There were no documents signed

Meeting adjourned at 3:15 PM

The next regular meeting will be Friday, February 18, 2022, in the Commissioners Meeting Room.

Minutes were taken by

Dawn Terrill

**PROCEEDINGS OF THE BOARD OF THE COUNTY COMMISSIONERS
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Friday, February 18, 2022

The Board of County Commissioners of Mineral County, Montana, met in a regular session on Friday, February 18, 2022. Present were Commissioner Roman Zylawy, Commissioner Duane Simons, Commissioner Laurie Johnston and Administrative Assistant Dawn Terrill.

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

9:15 AM Resolution to appoint a Missoula Deputy County Attorney or the Chief Deputy as a Special Prosecutor for Mineral County

Present: Ellen Donohue- County Attorney, Jason McLees- Road Foreman, Denley Loge- Montana State Representative

Commissioner Zylawy read the resolution aloud

Commissioner Johnston moved, and Commissioner Simons seconded to approve Resolution 2-18-22 appointing a Missoula Deputy County Attorney or the Chief Deputy as a Special Prosecutor for Mineral County. Motion carried unanimously.

9:30 AM Rick Miller: Issues regarding land transfer

Present: Rick Miller- landowner, Denley Loge- Montana State Representative, Andy Short- Environmental Health and Planning Director, Ellen Donohue- County Attorney

Rick-

- told the history of his land
- asked why the recording of transferring his family's property into his name took over four months
 - stated that the four-month delay cost him \$10,000 in attorney fees
 - continued to press for an answer for the delay

There is no answer for Rick since none of the people present record documents.

10:00 AM Field Trip to Rick Miller's property

Present: Rick Miller- landowner, Denley Loge- Montana State Representative, Andy Short- Environmental Health and Planning Director, Commissioners Johnston, Simons and Zylawy, Ellen Donohue- County Attorney

Rick showed his land and noted the right of way in question

11:00 AM Set a public hearing date for March 25, 2022, to consider the annexation of 5,136 acres to the Superior Rural Fire District

Present: Steve Temple- Fire Chief, Peggy Temple- citizen, Andy Short- Environmental Health and Planning Director, Denley Loge- Montana State Representative, and Ellen Donohue- County Attorney

Steve-

- told that he was present to set a public hearing date for the annexation of 5,136 acres to the Superior Rural Fire District
- the resolution to adopt the annexation requires a majority of property owners to support the annexation- supporting petitions were turned over to the commissioners at last week's meeting and exceed the requirement of property owners in favor of the resolution.
-

Commissioner Simons moved, and Commissioner Johnston seconded to set a public hearing date of March 25, 2022, at 10 AM for the purpose of adopting the resolution for annexation of 5,136 acres to the Superior Rural Fire Department. Motion carried unanimously.

11:15 AM Request to advertise and fill upcoming vacancy- District Court

Present: Jaime Talbot- Clerk of District Court, Ellen Donohue-County Attorney, Jill Bets- citizen

Jaime-

- requested approval to advertise and fill upcoming vacancy in her office
 - the deputy clerk position will be vacant on March 18, 2022
- requested a higher wage than the present county start wage
 - stated the position is for a deputy clerk

Commissioner Zylawy discussed the county starting wage, \$12.00, and that the position to be filled is that of an office clerk. When the new hire has learned the job and has justly earned the title of Deputy Clerk, the job title and description will change to reflect the new duties and wage will be considered.

Commissioner Johnston moved, and Commissioner Simons seconded to approve advertising and filling a full-time position for (office) clerk at \$12.00 per hour. Motion carried unanimously.

Commissioner Johnston stated that the office must have someone present at all times, following MCA law.

Public Comment

There were no comments received.

Administrative Business

Commissioner Johnston moved, and Commissioner Simons seconded to approve claims paid on February 18, 2022, for the amount of \$52,213.55 with claim numbers 39561 through 39608 and warrant numbers 15077 through 15124. Claim number 3920, check number 14795 was canceled due to a returned check. Motion carried unanimously.

Commissioner Johnston moved, and Commissioner Simons seconded to approve minutes of February 11, 2022. Motion carried unanimously.

Documents signed:

Conditional Preliminary Plat Approval for Lower Meadow Subdivision, signed by all.

2022 Special Purpose District, School District Elections, signed by all.

Meeting adjourned at 3:00 PM

The next regular meeting will be Friday, February 25, 2022, in the Commissioners Meeting Room.

Minutes were taken by

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

~~9:00 AM Matthew Kent, Montana Department of Environmental Quality—Materials Needed for Contracting RDG Grant to Mineral County (Haugan-Milwaukee Project)—off site Commissioner Zylawy~~

9:30 AM Appoint two positions to TV Board- Action Item

Present:

Dan Clemts- citizen, Gordon Hendrick- citizen, Patti Curtin- citizen

Commissioner Johnston moved, and Commissioner Zylawy seconded to re-appoint Kelly Dillon and appoint Dan Clemts to the TV Board with both terms expiring in May of 2025. Motion carried unanimously.

~~10:45 Resolution to appoint a Missoula Deputy County Attorney or the Chief Deputy as a Special Prosecutor for Mineral County~~ **Resolution 2-25-2022 A Resolution Appointing Special Deputy County Attorney In the Matter of Case: 2021-11985, Investigated by Detective Glenville Kedia, Missoula County Sheriff's Office**

Present: Deb Jackson- Deputy County Attorney

Commissioner Zylawy read the resolution aloud.

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve Resolution 2-25-2022 A Resolution Appointing Special Deputy County Attorney In the Matter of Case: 2021-11985, Investigated by Detective Glenville Kedia, Missoula County Sheriff's Office. Motion carried unanimously.

10:00 AM Mineral County Renewal & MACo HealthCare

Present: Sandra Marks- MACo HealthCare Trust, Joanne Romosko- HealthCare Trust

Joanne and Sandra informed the commissioners of the change in HealthCare prices. Mineral County will see a rate adjustment for 2022 as follows:

Benefit	County 2022 Rate Adjustment	MACo HCT Rate Adjustment	National Medical & Rx Trend
Medical	6.5 %	6.5 %	10.0%
Dental	5.6%	5.6%	4.5%
Vision	5.0 %	5.0 %	2.2%

New costs-July 1, 2022-June 30, 2023

County Contribution \$929.00

Plans	Member only	Member and Spouse	Member and Children	Member and Family	Non- MC Retiree Only	Non MC Retiree and Spouse
RM1500-80%-3000/50	\$891.00	\$1783.00	\$1569.00	\$2416.00	\$891.00	\$1783.00
RM2000-80%-4000/2	\$831.00	\$1661.00	\$1461.00	\$2252.00	\$831.00	\$1661.00
RM3000-5000/3	\$781.00	\$1561.00	\$1374	\$2116.00	\$781.00	\$1561.00
BP2000-70%-4000/(3)	\$717.00	\$1431.00	\$1260.00	\$1939.00	\$717.00	\$1431.00
HD3000-100%-3000/(1)	\$742.00	\$1485.00	\$1307.00	\$2014.00	\$742.00	\$1485.00
Dental	\$38.00	\$76.00	\$79.00	\$115.00	\$38.00	\$76.00

Previous Costs

July 1,2021 to June 30,2022
 County Contribution Amount \$874.00

Existing Plans	Member Only	Member & Spouse	Member & Children	Member & Family	Non-Medicare Retiree Only	Non-Medicare Retiree & Spouse
RM1500-80%-3000	\$837	\$1,674	\$1,473	\$2,269	\$837	\$1,674
RM2000-80%-4000	\$780	\$1,560	\$1,372	\$2,115	\$780	\$1,560
RM3000-80%-5000	\$733	\$1,466	\$1,290	\$1,987	\$733	\$1,466
BP2000-70%-4000	\$673	\$1,344	\$1,183	\$1,821	\$673	\$1,344
HD3000-100%-3000	\$697	\$1,394	\$1,227	\$1,891	\$697	\$1,394
DENTAL	\$36	\$72	\$75	\$109	\$36	\$72
VISION	\$18	\$35	\$24	\$39	\$18	\$35

MACo HealthCare Trust is also implementing the following benefit enhancement offerings for the 2022 plan year.

- Foot orthotics will be covered up to \$400.00 every three years
- The vision exam under the Vision Benefit is being increased from \$75.00 to \$100.00
- MACo HCT will be providing a \$20.00 incentive to all members over 18 who participate in the blood screening through Rocky Mountain Biometrix
- MACo HCT will be providing a \$100.00 incentive to members over 18 who have four monthly visits with Healthy Is Wellness with a \$200.00 per calendar year maximum

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve the 2022 MACo Renewal rates. Motion carried unanimously.

11:00 AM Request for approval to apply for a COVID 19 grant- Sheriff's Office

Present: Wayne Cashman- Undersheriff, Tifani Amberson- Dispatcher

The grant request is for a no- match COVID grant.

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve the Sheriff's Department applying for a COVID 19 reimbursement, no match grant. Motion carried unanimously.

11:15 AM Position title clarification for advertising employment opening in District Court

Present- Jaime Talbot- Clerk of District Court, arriving late was Kim Taron- Justice Court Clerk

- Jaime requested approval to fill the upcoming vacancy in her office with the title of In- Training Deputy Clerk, or some variation thereof, rather than Office Clerk.
 - The District Court Deputy Clerk will leave after finishing her last day on March 18, 2022.
- Jaime explained that without the deputy clerk title, no work could be completed by anyone other than herself

Discussion ensued

Commissioner Johnston re-stated her concerns with the District Court being unattended while breaks are taken.

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve a title change for the position. Motion carried unanimously.

Public Comment

Present: Lori Dove- Mineral County DES Coordinator, Andy Short- Environmental Health and Planning Director

Lori-

- requested signatures for renewal on the CESG grant

Andy-

- stated new things are in the future and one of them is the ability to charge for additional DEQ fees
 - will bring forth a proposal at a later date

Administrative Business

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve payroll paid on February 25, 2022, for the amount of \$103,857.08 with check numbers 18566 through 18580 and electronic deposits 66892 through 66960. Motion carried unanimously.

Commissioner Johnston moved, and Commissioner Zylawy seconded to approve minutes of February 18, 2022. Motion carried unanimously.

Documents signed:

ERM -6 Form- Worker's Compensation Experience Rating for Non-Affiliate Data Effective 01 Dec 2003, signed by Commissioner Zylawy

MACo HealthCare Renewal for 2022- 2023, signed by Commissioner Zylawy

CESF Grant, signed by Commissioner Zylawy

Emergency Management Performances Great Applicant Agent Designation and Assurance Form and
EMPG Annual Time Certification Commitment for Superior Meats, signed by Commissioner Zylawy

Meeting adjourned at 4:00 PM

The next regular meeting will be Friday, March 4, 2022, in the Commissioners Meeting Room.

Minutes were taken by

Dawn Terrill

