

CASCADE COUNTY COMMISSION MEETING
February 27, 2018
COMMISSION CHAMBERS
COURTHOUSE ANNEX, ROOM 111
9:30 A.M.

COMMISSION MINUTES
JOURNAL NUMBER 58

Notice: Pursuant to MCA 2-3-212(1), the official record of the minutes of the meeting is in audio form, located at cascadecountymt.gov and the Clerk and Recorders Office. This is a written record of this meeting to reflect all the proceedings of the Board. MCA 7-4-2611 (2) (b). These were officially approved on March 13, 2018.

Commission: Madam Chair Jane Weber, Commissioner Joe Briggs, and Commissioner Jim Larson.

Staff: Carey Ann Haight – County Attorney’s Office, Mary Embleton - Tanya Houston – City-County Health Department, Trista Besich – Community Health Care Center, Kelsey Gummer – Community Health Care Center, Jamie Bailey – Treasurer, Bob Edwards – Sheriff’s Office, Dan O’Fallon – Sheriff’s Office, Dave Phillips – Sheriff’s Office, Bonnie Fogerty – Commission Office, and Frank Warren – Clerk and Recorder’s.

Public: John Edwin Paul, Marilyn Hamer, JC Kantorowicz, Jean Muir, Cheryl Kingery, Donna Williams, Charlene Suckow, Shannon Wilson, Lacey Spencer

CALL TO ORDER: Madame Chair Weber called the meeting to order.

PLEDGE OF ALLEGIANCE: Everyone participated in reciting the pledge of allegiance.

Proclamation: Recognizing March 8, 2018, as “Montana Retired Educators Day” Representative: Marilyn Hamer

Comments: There was a brief discussion on this proclamation. Please refer to the audio file, found on the Cascade County website, for further details.

Reading of the Commissioners’ calendar: Bonnie Fogerty read the calendar.

Purchase orders and accounts payable checks: Commissioner Larson made a **MOTION** to approve invoices and accounts payable checks. *See agenda for payment information.*

Motion Carries 3-0

Report of approved Treasurers monthly report-bank balances, investments, and disbursements: Jamie Bailey read the Treasurers report, which can be found in Agenda dated February 27, 2018.

Consent agenda: Routine day-to-day items that require Commission action. Any Commissioner may pull items from the Consent Agenda for separate discussion/vote.

Approval of the Minutes and Consent Agenda Items: Commissioner Briggs made a **MOTION** to (A) Approve minute entries for February 6, February 9, and February 16, 2018. (B) Approval of Routine Contracts as Follows:

Consent Agenda

Resolution 18-11: Budget Appropriation within Cascade County Sheriff’s Office due to corrections to the process of how 911 Quarters are handled, based on 2017 audit findings. \$100,000 increase in expense/revenue accounts, to account for 911 Quarters used for FY2017/2018. Total Amount: \$100,000. **R0351866**

Resolution 18-12: Budget Appropriation within Disaster and Emergency Services to budget an increase to appropriate the additional funds required to be spent in the shorter time period of nine months, which will align this grant program with the State’s and the County’s fiscal year ending June 30, 2018. The additional budget

authority of up to \$27,935 is required to fully fund the EMPG Federal Grant Program which also requires a County match of up to \$27,232. (Ref: Contract 17-178, R0346939) **R0351867**

Resolution 18-13: Budget Appropriation within Cascade County Sheriff's Office, to add revenue budget authority to reflect one-time signing bonus received from Trinity Services Group. Total Amount: \$100,000.

(Ref: Contract 17-96, R0342078) **R0351868**

Resolution 18-14: Budget Appropriation within the Clerk of District Court to increase revenues/expenditures by \$15,687.00 due to an unanticipated refund from the State of Montana. This revenue needs to be budgeted to offset additional costs due to having to send out revised jury pool notices. Total Amount: \$15,687. **R0351869**

Resolution 18-15: Budget Appropriation within the Cascade County Fox Farm Road Reconstruction Project to amend Fox Farm RID Construction Fund 4161 and General Fund #1000 budgets to allow transfer of remaining funds, in the amount of \$ 219,035 left over from completion of construction. Total Amount: \$219,035. **R0351870**

Resolution 18-16: Budget Appropriation within Cascade County Sponsored CTEP Grant fund to amend CTEP Fund 2956 and General Fund #1000 budgets to allow transfer of remaining funds, in the amount of \$26,796.00, left over from CTEP projects in 2014 in order to close out Fund #2956 as the CTEP Program no longer exists with the State of Montana. Total Amount: \$26,796. **R0351871**

Contract 18-28: Dispatch and Transportation Agreement between Cascade County Quick Response Unit and Augusta Ambulance Service. The agreement shall remain in effect until superseded or modified, in writing, signed by all parties. **R0351891**

Contract 18-29: Dispatch and Transportation Agreement between Cascade County Quick Response Unit and Belt Volunteer Ambulance Service, Inc. The agreement shall remain in effect until superseded or modified, in writing, signed by all parties. **R0351892**

Contract 18-30: Dispatch and Transportation Agreement between Cascade County Quick Response Unit and Great Falls Emergency Services. The agreement shall remain in effect until superseded or modified, in writing, signed by all parties. **R0351893**

Contract 18-31: Dispatch and Transportation Agreement between Cascade County Quick Response Unit and Mercy Flight. The agreement shall remain in effect until superseded or modified, in writing, signed by all parties. **R0351894**

Contract 18-32: Dispatch and Transportation Agreement between Cascade County Quick Response Unit and Teton County Ambulance Service. The agreement shall remain in effect until superseded or modified, in writing, signed by all parties. **R0351895**

Contract 18-42: Bureau of Justice Assistance (BJA) Award FY 2017 Bulletproof Vest Partnership. Total Award: \$6,812.37. The deadline to request payment from the FY2017 Award is August 31, 2019. **R0351881**

Contract 18-43: Anderson Software will be providing P3 Automated System for Crime Stoppers. This software will allow for the submission of tips from Phone Apps, emails, and landline telephone calls. Cost: \$1,700/1st year, \$1,500/following years cost will be split equally between Cascade County and the City of Great Falls. **R0351882**

Contract 18-44: Letter of Engagement with Dorsey & Whitney, LLP to represent Cascade County in connection with the preparation of proceedings relating to the Fox Farm Rural Special Improvement District to document the inter-fund loan & warrants held by the General Fund that demonstrates the General Fund is entitled to repayment. Estimated Fees: \$5,500 to \$8,500. **R0351883**

Contract 18-46: Amendment to Parking License Agreement with First Interstate Bank to extend effective date until terminated by either party with a thirty-day notice. (Ref: Contract 16-37, R032981) **Not Recorded at This Time**

Contract 18-48: Amendment Number #1 to Contract #18027210050 Commodity Supplemental Food Program increasing the number of caseload participants from 765 to 775. (Ref: Contract 17-202, R0350088) **Not Recorded at This Time**

City-County Health Department

Resolution 18-10: Budget Appropriation within the FDA Voluntary Retail Food Program Standards Grants Budget Amendment to decrease revenues by \$ 7,392.00 which is required to correct amounts for remainder of grants through December 31, 2018. (Ref: Contract 17-16, R0336076/Contract 17-17, R0336077) **R0351865**

Community Health Care Center

Contract 18-27: Inline 2018 FQHC Candidate Sourcing Services Agreement for candidate sourcing services.

Effective 2/28/2018. Cost: \$1,500/per month for 12-month service commitment. (*Consecutive service is not required*).

Contract 18-33: Montana DPHHS Medicaid Health Improvement Program (HIP) Provider Agreement. **R0351874**

Benefactors receive \$ 3.75/per member/ per month for each eligible member in counties in which the provider delivers Enhanced Primary Care Case Management services under HIP. Effective: January 1, 2018 - March 31, 2018.

R0351875

Contract 18-34: HRSA Award No. H80CS00566-16-10 for the carryover of unobligated funds from Delivery System Health Information Investment funding from the prior year. Award Period: June 1, 2017 - May 31, 2018

Award Total: \$39,414. **R0351876**

Resolution 18-18: Budget Appropriation for carryover of unspent project funds, HRSA Award No H80CS00566-16-10.

Total Amount: \$39,414. (*Ref: Contract 18-34*) **R0351873**

Contract 18-37: Employment Agreement with Dr. Christine Potterjones, MD for family practice services.

Effective: April 1, 2018 - June 30, 2020. 1st Year Annual Salary: \$173,000. **R0351877**

Contract 18-38: Employment Agreement with Karie Pietrykowski, MSN, APRN-FNP for advanced practice registered nurse and family nurse practitioner services. Effective: March 1, 2018 - February 28, 2020. 1st Year Annual Salary:

\$41.00/per hour. **R0351878**

Contract 18-39: Memorandum of Understanding Montana Health Justice Partnership by and between Northwest Community Health Center, Bullhook Community Health Center, Cascade Community Health Care Center, Montana Migrant and Seasonal Farmworker's Council, Big Horn Valley Health Center and Southwest Montana Community Health Center and Montana Health Justice Partnership. Term: November 1, 2017 – October 31, 2019.

Contract 18-40: Agreement between the Montana Legal Services Association and the Community Health Care Center. Effective: November 1, 2017 - October 31, 2019. Cost Share: \$20,000 (*Ref: Contract 18-39*) **R0351879**

Contract 18-47: Affiliation Agreement between AWARE and the Community Health Care Center. Provides comprehensive mental health services to children, adolescents, and adults. Effective: February 28, 2018, automatically renewed from year to year. **R0351906**

Motion Carries 3-0

AGENDA ITEM #1

Motion to Approve or Disapprove:

Contract 18-45: Memorandum of Understanding between the Community Health Care Center and Great Falls Public Schools. Purpose: To provide primary care medical, dental and behavioral health services within the school-based health centers. Effective upon the date of signing. **R0351884**

Comments:

Kelsey Gummer shared that the school-based health center will be a satellite location for the Community Health Care Center that will be located in a school within the Great Falls Public School system. The 1st school-based health center, if approved, will be opened on April 4, 2018, at Paris Gibson Education Center. The 2nd school-based health center, if approved, would be opened in August 2018 at Giant Springs Elementary.

Chair Weber requested that Kelsey elaborate on the funding for this project.

Kelsey Gummer advised that FQHC received a Federal 330 grant to provide services to underserved/underinsured people. Community Health Care Center does bill to all insurances, so

the school-based health center is providing 100% of the funding for this project and none is coming from the school district.

Drew Uecker - 4807 7th Avenue S communicated that half of the students, at Paris Gibson, do not have a primary care physician. He then shared that just this week he has dealt with two suicide attempts, so access to mental health services is a necessity for the students. It was noted that 25% of Paris Gibson seniors live completely on their own without access to any type of health care.

Commissioner Larson made a motion to **APPROVE** **Contract 18-45** Memorandum of Understanding between the Community Health Care Center and Great Falls Public Schools. Purpose: To provide primary care medical, dental and behavioral health services within the school-based health centers. Effective upon the date of signing.

Motion Carries 3-0

AGENDA ITEM #2

Public Hearing:

Zone change request for his property located in Section 33, Township 21 North, Range 04 East, P.M.M., Cascade County, MT. The property has a physical address of 4725 22nd Ave N, Parcel#: 0002712775, Geocode: 3139-33-4-01-12. Property Request: Rezoned from "I-1," Light Industrial, to "I-2," Heavy Industrial.

Initiated by: John Paul.

Recess the Commission Meeting:

Chair Weber recessed the Commission Meeting at 10:02 a.m.

Public Hearing:

Chair Weber opened the public hearing at 10:02 a.m.

Reading of the Public Notice:

The reading of the public notice was waived without objections and made part of the public record (see exhibit "A").

Staff Presentation: Sandor Hopkins read the staff report.

Call for Applicant:

Chair Weber called for the Applicant.

John Paul – 2704 4th Avenue N spoke to the history of his involvement with the property and his goal to ensure that all rules and regulations were being followed in regards to zoning. *Please refer to the audio file, found on the Cascade County website, for further details.*

Call for Proponents:

Chair Weber called for Proponents three times in which there were none.

Call for Opponents:

Chair Weber called for Opponents.

Shannon Wilson – 1201 6th Avenue S - # 7 – expressed that while she appreciates the property owners plans for the property, opening this up to heavy industrial will lead us down a slippery slope as far as an additional property owner requesting heavy industrial zoning. This appears to her to be spot-zoning. It was then added that while the plans of the property owner seem reasonable, she is more concerned with this being designated as heavy industrial.

Informational Witnesses:

Chair Weber called for informational witnesses three times in which there were no further comments.

Call for Written Testimony:

Chair Weber called for written testimony in which there were no further comments.

Close to Public Hearing:

Madam Chair Weber closed the Public Hearing at 12:12 p.m.

Reopen the Commission Meeting:

Madam Chair Weber opened the Commission Meeting at 12:13 p.m.

Motion to Approve or Disapprove:

Resolution 18-17:

Resolution of Intention to rezone parcel #0002712775, described as Paul's Plat, located in S33, T21N, R4E, P.M.M., Cascade County, Montana, from "I-1" Light Industrial to "I-2" Heavy Industrial. **R0351872**

Commissioner Larson made a motion to **APPROVE** **Resolution 18-17** Resolution of Intention to rezone parcel #0002712775, described as Paul's Plat, located in S33, T21N, R4E, P.M.M., Cascade County, Montana, from "I-1" Light Industrial to "I-2" Heavy Industrial.

Commission Comments:

Chair Weber requested both herself and her fellow Commissioners discuss the growth policy. In her opinion, this business is not impacting agriculture and the soil is not agriculturally primed for growing crops. Therefore, the analysis relating to impacts on agriculture do not apply. She also believes that regarding Malstrom Air Force Base the buildings are going to be well below the height limitations. This is also land that is obviously not in the flood-plain.

Commissioner Larson stated that this is erodible land and that he feels having a building, lawn, etc., could potentially keep the land from eroding more than it currently is.

Commissioner Briggs indicated that the growth policy is required to cover a myriad of topics, most of which don't

apply on any particular application. The items that could apply the staff report outlines in a sufficient manner. He did agree with Ms. Wilson's comments that zoning change is forever and that the current applicant's intentions do not follow to the next owner. This would be the identified negative. There have been numerous discussions, over the years, regarding land use in conjunction/proximity to the state park. In his opinion, this is an appropriate zoning change as industrial zoning currently exists in the proximity of parcels, along with the rail-line which sits between this parcel and the state park.

Motion Carries 2-1 with Commissioner Weber opposed.

AGENDA ITEM #3

Motion to Approve or Disapprove:

Contract 18-41: Intoximeters IntoxiTrack Program Agreement "24/7 Sobriety Program"

Effective: January 1, 2018 - June 30, 2019. **R0351880**

Comments:

Sheriff Bob Edwards shared that in January he received notice, from the State Attorney General's Office, that they would begin paying for the 24/7 program. This program outlines that certain offenders are mandated by a judge to provide breathe samples, to be tested for alcohol, twice per day. The cost is the responsibility of the offender, at a cost of \$ 4.00 per day/\$2.00 per breath test. Currently, the program is averaging around 20 people, with future expansion currently underway. The projection is to have approximately 70 people in this program. These are non-violent offenders who are being monitored by the Sheriff's Office to ensure they are not using alcohol. Previously, the \$ 80.00 per day, based on the current 20 people in the program, would be split with Intoximeters for software support. Now that the program costs are being handled by the state the full \$ 80.00 will go to the Sheriff's Department. This translates to approximately \$30K, per year, to be used by the Sheriff's Office.

Commissioner Briggs made a motion to **APPROVE** **Contract 18-41** Intoximeters IntoxiTrack Program Agreement "24/7 Sobriety Program" Effective: January 1, 2018 - June 30, 2019.

Motion Carries 3-0

Public Comment: J.C. Kantorowicz – 166 Swift Road inquired as to what the snow removal policy is for the county.

Chair Weber advised that snow removal is handled exactly as road maintenance is handled. That being that school bus routes are first, military installations would be second, and highly traveled traffic routes are third. Unusual weather conditions have made this process problematic this winter season.

J.C. Kantorowicz advised that on Swift Road, east of town, he has seen the County Operator once, and that was after he had already plowed the road. It was added he has plowed that road every snowstorm this season. Obviously, this is very time consuming and costly if his personal equipment is damaged. He inquired as to whether he would receive a break on his county taxes and/or be reimbursed.

Chair Weber responded that she could reach out to Public Works and determine the order sequence and ADT, on the snow removal routes, for Swift Road.

Adjournment: Madam Chair Weber adjourned this Commission Meeting at 10:57 a.m.