

**CASCADE COUNTY COMMISSION MEETING**  
**October 23, 2018**  
**COMMISSION CHAMBERS**  
**COURTHOUSE ANNEX, ROOM 111**  
**9:30 A.M.**

**Commission**  
**Journal #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](http://cascadecountymt.gov) and the Clerk and Records Office. This is a written record of this meeting to reflect all the proceedings of the Board. MCA 7-4-2611 (2) (b). Timestamps are indicated below, in **red**, and will direct you to the precise location should you wish to review a specific agenda item audio segment. These are in draft form until officially approved on November 13, 2018.

**Commission:** Madam Chair Jane Weber, Commissioner Joe Briggs – Commissioner Jim Larson excused

**Staff:** Carey Ann Haight and Charity Yonker – Deputy County Attorneys, Les Payne – Deputy Public Works Director, Michael Stone – Planner, Susan Shannon – ExpoPark Director, Patty Boyle – Deputy Treasurer, Sean Higginbotham – IT Director, Ian Payton – Deputy Public Works Director, Mary Embleton – Budget Officer, Alex Dachs – Planner, Marie Johnson and Kyler Baker – Clerk and Recorder’s Office

**Public:** Diane Kottke, Sparky Kottke, Larry Hill, Richard Liebert, Bill Zucconi and Jenn Rowell – Media

**Call to Order:** Madam Chair Weber called the meeting to order.

**Proclamation:** Madam Chair Weber presented the “Bells of Peace” a World War I Centennial Armistice Remembrance proclamation to Richard Liebert.

**Reading of the Commissioners’ calendar:** Kyler Baker read the calendar. **08:59**

**Purchase orders and accounts payable checks:** *See agenda for payment information.* Commissioner Briggs moved to accept purchase orders and accounts payable checks **13:13**

**Motion carries 2-0** **13:32**

**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 (October 3, 2018; October 9, 2018; October 17, 2018), (B) Approval of Routine Contracts as Follows: **13:38**

**Consent Agenda**

**Resolution 18-79:** Budget Appropriation increasing funds for the Employee Wellness Benefit Program. Total Amount: \$9,000 **14:01 R0362691**

**Contract 18-186:** Amendment to CenturyLink Loyal Advantage Agreement. Provides new Metro Optical Ethernet services to DES and increases network capacity to several of the existing sites. Amendment reduces annual cost to \$72,000. (Saving the County approximately \$41,424 per year) (*Ref: Contract #14-115 R0296987*) **14:05 R0362999**

**Contract 18-187:** Eighth Judicial District Court Juvenile Drug Treatment Court Drug and Alcohol Testing Service Contract #19-006-JDC-08 to provide services for drug and alcohol testing for the Juvenile Drug Treatment Court youth.

Effective: July 1, 2018 – June 30, 2019 Payment to Not Exceed: \$9,720 **14:15**

## **City-County Health Department**

**Contract 18-181:** Interlocal Agreement between the City-County Health Department and the City of Great Falls to provide prevention and mutual response in time of natural and man-made disasters or when the need for additional resources arise.

Effective: October 1, 2018 – September 30, 2019 Cost: \$0.00 **14:47**

**Contract 18-182:** Department of Environmental Quality (DEQ) Contract No. 519002

Purpose: Assist the County to provide services related to air pollution compliance activities.

Effective: July 1, 2018 – June 30, 2019 Total Funding: \$11,705 (*No Local Match*) **15:20**

**R0361692**

**Contract 18-185:** MT DPPHS Task Order#17-07-4-1-109-0 Amendment #3, HIV

Treatment Program Effective Dates Extended: January 1, 2017 – September 30, 2019

Total Funding: \$75,134 (\$22,867 increase)

(*Ref: Contract #17-02 R0335182, Contract #17-170 R03465997*) **15:42**

**Resolution 18-78:** Budget appropriation amending the CCHD HIV Early Intervention Services budget. Increasing both expenses and revenues. Total Amount: \$22,867

(*Ref: Contract #18-185*) **16:07 R0362690**

**Motion carries 2-0 17:27**

## **AGENDA ITEM #1**

**Motion to Approve or Disapprove:** Contract 18-180 Agreement by and between Montana ExpoPark and The Great Falls Turf Club for the purpose of providing a five (5) or six (6) day horse racing meet, including three (3) days during the Montana State Fair. **17:56**

**R0362824**

Susan Shannon, ExpoPark Director elaborates on Contract 18-180. **18:05 – 18:45**

Madam Chair Weber comments that the extra day (making the meet six days) was budgeted by the County. **18:45**

Madam Chair Weber thanks Diane and Sparky Kottke for their work in getting the contract brought to the Commission and working with Susan Shannon in a timely manner. Commissioner Briggs congratulates and thanks the Turf Club for all of their tireless work. Commissioner Briggs made a **MOTION** to approve Contract 18-180: Agreement by and between Montana ExpoPark and The Great Falls Turf Club for the purpose of providing a five (5) or six (6) day horse racing meet, including three (3) days during the 2019 Montana State Fair. **20:01**

**Public Comment:** Richard Liebert, 289 Boston Coulee Road, comments about what a tremendous event horse racing is, that brings town and country together. **20:49**

**Motion carries: 2-0 17:27**

## **AGENDA ITEM #2 (Exhibit A)**

**Motion to Approve or Disapprove:** Contract 18-183 Bid proposal from Kodiak America LLC of Burley, Idaho for one (1) 2018 Snow Blower Model LMSC3640.

Total Purchase Price: \$139,565 **22:11**

Les Payne, Deputy Public Works Director, elaborates on Contract 18-183. **22:32 – 24:14**

Commissioner Briggs asks Les to explain what exactly a snow blower of this size and amount of money is used for. **24:14**

Commissioner Briggs made a **MOTION** to accept Contract 18-183, bid proposal from Kodiak America LLC for one 2018 Kodiak LMSC3640 for a total purchase price of \$139,565.00 and instruct staff to complete the purchasing process. **25:07**

**Motion carries 2-0 25:20**

**AGENDA ITEM #3 (Exhibit B)**

**Motion to Approve or Disapprove:** Contract 18-184 Bid proposal from United Materials of Great Falls, Montana, for Schedule 1 and 2 reconstruction of South Manchester Road.

Total Project Cost: \$522,281.45 **25:46**

Les Payne, Deputy Public Works Director, elaborates on Contract 18-184. **26:02 – 26:51**

Les Payne also stated that the bid came back \$64,271 cheaper than expected. **27:54**

Mary Embleton, Budget Officer asks for specific prices for Schedule 1 and 2. **28:21**

Commissioner Briggs made a **MOTION** to accept Contract 18-184: Bid proposal from United Materials, Schedule 1 and 2 to reconstruct South Manchester Road, for a total cost of \$522,281.45 and instruct staff to complete the contracting process. **29:28**

**Motion carries 2-0 29:40**

**AGENDA ITEM #4**

**Public Hearing:**

**Motion to Approve or Disapprove:** Resolution 18-77: Abandon that portion of a street lying between Block 33 and Block 44, from right-of way 18th Street South, bearing S89°59'44"W 349 feet to the right-of-way 19th Street south, with a width of 60 feet, bearing N89°59'44"E 349 feet. A platted right-of way within the subdivision known as the Sexton Park Addition to Great Falls, Section 19, Township 20 North, Range 4 East, Cascade County Montana. *Initiated by: Larry Hill* **30:16 R0362689**

**Recess Commission Meeting:**

Madam Chair Weber recessed the Commission Meeting at 10:01 a.m.

**Public Hearing:**

Madam Chair Weber opened the public hearing at 10:01 a.m.

**Reading of Public Hearing:**

The reading of the public notice was waived without objections and made part of the public record (see Exhibit "C"). **31:18**

**Staff Presentation:**

Michael Stone, Planner gives the presentation on Resolution 18-77. **34:35 – 35:39**

Commissioner Briggs states that he had the opportunity to go out to view the site. **38:34**

Madam Chair Weber comments that when she visited the site, the cars seemed to be correctly parked but that the alley is very narrow. **38:49**

**Call for Written Testimony:**

Madam Chair Weber called for written testimony and no written testimony was presented.

**39:10**

**Call to Applicant:**

Madam Chair Weber called for the applicant to speak. Larry Hill, 1727 32<sup>nd</sup> Ave S, spoke.

**39:30 – 41:16**

**Call for Proponents:**

Madam Chair Weber called for proponents, three times with no response. **41:22**

**Call for Opponents:**

Madam Chair Weber called for opponents, three times with no response. **41:37**

**Informational Witnesses:**

Madam Chair Weber called for informational witnesses, three times with no response.

**42:00**

**Close to Public Hearing:**

Madam Chair Weber closed the public hearing at 10:12 a.m.

**Reopen the Commission Meeting:**

Madam Chair Weber opened the Commission Meeting at 10:12 a.m.

**Discussion:**

Commissioner Briggs asks if the road is abandoned as requested would the property cede to the two property owners who share the land. **42:34**

Michael Stone answers that yes, the property would be split 15 feet to the north and 45 feet to the south. **43:00**

Commissioner Briggs asks if abandoned that there would be no easement remaining. **43:16**

**Motion:**

Commissioner Briggs made a **MOTION** to disapprove Resolution 18-77, abandoning that portion of county road known as 32nd Avenue South from the west right-of-way of 18th Street South east to the right-of-way of 19th Street South, Cascade County, MT, delineated in the Sexton Park Addition to Great Falls as described within this report, and as identified by map. **45:10**

Madam Chair Weber states that she would like to see Mr. Hill have some additional property but that after viewing the area she agrees with the Planning Department she worries that if there was a medical emergency, response would be impeded. **45:48**

**Public Comment:**

Mr. Larry Hill comments about the property. **46:31**

Madam Chair Weber comments that the County right-of-way's must have been mapped before Mr. Hill purchased the property. **47:19**

Mr. Hill states that when he went to the County the maps said that the lots were larger than they are. **47:15**

Michael Stone gives explanation on measurements of the lots. **47:25**

Commissioner Briggs asks the Planning Department, as a separate discussion, could perhaps look at narrowing the right away to perhaps make these lots more buildable. **48:39**

**Motion carries 2-0 49:31**

**AGENDA ITEM #5**

**Motion to Approve or Disapprove:** Loenbro Loan Repayment Contracts 18-188

**(R0363064)** – Termination of Lease, 18-189 **(R0363065)** – Quitclaim Deed, 18-190

**(R0363066)** – Bill of Sale, and 18-191 – Termination of Guaranty Agreements **(R0363067)**. **49:53**

Carey Ann Haight elaborates on the loan repayment contracts. **50:00 – 54:26**

Madam Chair Weber stated that Commissioner Briggs played a large role in helping this process succeed which in turned helped Loenbro with large economic development in Cascade County and to also increase the work force. Also enabling Great Falls College MSU to create programs that helped students gain jobs with Loenbro. Madam Chair Weber also states that Loenbro paid property taxes throughout the loan period. **57:16**

Commissioner Briggs states that this is exactly how this program is supposed to work and explains how the loan process works with Montana Board of Investments. Also stating that in the beginning Loenbro was going to have 400 jobs but is now over 1,000. **58:47**

Commissioner Briggs made a **MOTION** to approve Contract 18-188, 18-189, 18-190, 18-191, and authorize the Chair to execute the Contracts subject to and contingent upon receipt of written confirmation of the payoff of the outstanding MBOI loan balance in full and proof of the exercising of the assignment option. **1:02**

Madam Chair Weber calls for public comment and Richard Liebert comments. **1:03 – 1:05**

Madam Chair Weber asks Commissioner Briggs if this is the only County in Montana that has utilized this loan program. **1:05**

Commissioner Briggs answers yes Cascade County is the only County to have done this. **1:05**

Madam Chair Weber comments that this agreement has requirements about employment. **1:05**

Commissioner Briggs answers that this is based upon guarantee of adding employees. **1:05**  
**Motion carries 2-0 1:06**

**Public Participation in decisions of the Board and allowance of public comment on matters the Commission has jurisdiction, on items not covered by today's agenda. (MCA 2-3-103)**

Public Comment from: Richard Liebert, 289 Boston Coulee Road comments. **1:07 – 1:17**

**Adjournment:** Madam Chair Weber adjourned this Commission Meeting at **10:48 a.m.**