

**CASCADE COUNTY COMMISSION MEETING  
JANUARY 12, 2010  
COMMISSION CHAMBERS  
COURTHOUSE ANNEX, ROOM 111  
9:30 a.m.**

Notice: These minutes are paraphrased and reflect the proceedings of the Board of Commissioners. MCA 7-4-2611 (2) (b)

**PRESENT:**

**Commission-** Chairman Joe Briggs, Commissioner Bill Salina and Commissioner Peggy Beltrone excused.

**Staff seated with Commission** – Brian Hopkins, Brian Clifton, Bonnie Fogerty and Marie Sickels.

**Public-** Many members of the public, media and other departments did not sign in.

The list below reflects the entries on the sign in sheet (see attached sheet of sign ins). Milo Halverson, Owen Robinson, J.C. Kantorowicz, Susan Humble, Dan O’Fallon, Linda Cargill, Carol Benoit, Gene Thayer, Steve Gillespie, Loren Smith, Cynthia Schultz, Clayton M. Braden, Lara Tait, Mike J. Cunningham, John Stephenson-Love, Karl Puckett, and media.

**CALL TO ORDER:** Chairman Briggs called the meeting to order.

**PLEDGE OF ALLEGIANCE:** The pledge of allegiance was recited.

**READING OF THE WEEKLY CALENDAR:** Bonnie Fogerty read the calendar, with some additions and corrections.

**APPROVAL OF PURCHASE ORDERS AND ACCOUNTS PAYABLE**

**WARRANTS:** Commissioner Salina made a **MOTION** to approve purchase orders and accounts payable warrants # 186915 through #187184 totaling \$910,998.01 dated through 12/18/09. Also payroll checks dated 12/18/09 #58928 through #59073 totaling \$107,859.65 and direct deposit payroll disbursements totaling \$740,552.84 for a total payroll of \$848,412.49. Also purchase orders and accounts payable warrants #187185 through #187435 totaling \$1,893,277.70 dated 12/24/09 through 12/31/2009. In addition payroll checks #59074 through #59324 were issued totaling \$170,262.02 and direct deposits were made totaling \$1,137,339.09 for the month of December.

**Motion carries 2-0**

**CONSENT AGENDA:**

Commissioner Salina made a **MOTION** to approve the consent agenda and minute and minute entries, and routine contracts as follows;

- **Resolution 10-01** Budget modification within the Planning Department to fund 2835 for professional services for monitoring the road department clean-up project. Total amount of \$44,000.00 **This item was moved to the Regular Agenda for action.**
- **Resolution 10-02**, Budget appropriation for Joint Land Use Study (JLUS). Grant agreement between Cascade County and the Office of

Economic Adjustment (OEA). Total amount of \$196,336.00. **This item was moved to the Regular Agenda for action.**

- **Resolution 10-03**, Budget modification within the Cascade County Regional Youth Services Center to cover additional costs of insurance coverage for FY09/10 in the amount of \$946.00.
- **Resolution 10-04** Budget appropriation within Aging Services to fund 2981for Medicare improvements for patients and providers outreach contract, grant #09-22A-MIPPA8 in the amount of \$25,769.00
- **Resolution 10-06** reestablishment of a regular Cascade County Commission meeting for January 1 through December 2010.
- **Resolution 10-07** setting County classification.
- **Contract 10-01** Service agreement between DES and National Laundry for a one year contract.

**City/County Health Department**

- **Resolution 10-05** Budget appropriation within the City/County Health Department for the Ryan White, Part C program in the amount of \$1,194.00.
- **Contract 10-02** Amendment #1 to DPHHS contract #10-07-3-01-044-0, Comprehensive Cancer Control Program FY 09/10 in the amount of \$45,000.

**Motion carries 2-0**

**AGENDA ITEM #1**

**MOTION TO APPROVE/DISAPPROVE SOUTH ARTERIAL ALIGNMENT STUDY**

Commissioner Salina made a **MOTION** to **table** the South Arterial Alignment Study.

Andrew Finch Senior Planner for the City of Great Falls presented this item see Agenda Action Report dated January 12, 2010 for details. He stated that there will also be impacts and costs to Cascade County if approved.

Chairman Briggs stated that Commissioner Beltrone had interest in voting on this item and that is why it was tabled at this time and will be acted upon at the special meeting; to be announced.

Chairman Briggs opened this item up to public comment.

Clayton M. Braden approached the Commission announcing that there have been many proposals out there and none of them seem to solve problems. He stated that the problem is - no one has costs and how it affects people living in the area; he continued by stating many people are upset and has complaints. He also questioned the cost and who is going to pay.

Chairman Briggs said they have a file of comments and have an estimated price.

Brian Clifton announced it would cost 98 million dollars for Phase one.

John Stephenson-Love approached the Commission with his concerns. He announced he was President of Upper/Lower River Road Water and Sewer District, and that this would affect three subdivisions in his area. He stated it would cut a neighborhood in half at a loss of about 20 homes, and will devalue other homes in the area. He referred to the 2009 Alignment study stating it was done with 2002 data which has not been updated for seven years and that the Upper/Lower River Road Water and Sewer District is not included. He continued by stating that there will be additional costs to upgrade connecting roads and this will impact the District they created. He requested that the Commission disapprove the project so they can go back to the drawing board and address the changes with a different view.

Gene Thayer approached the Commission stating he has an 18 lot subdivision with 12 condos all put in which is adding tax base. He has concerns about the public hearings that were conducted on this Study and said that the study was flawed without taking the subdivisions into account. He stated that the President of the Upper/Lower River Road Water and Sewer District personally signed for the bonds and they will not be paid off; if this goes in. He recommended the Commission to kill this thing and have them focus on the north side traffic with the remaining funds.

**Motion Tabled 2-0**

**AGENDA ITEM #2**

**MOTION TO APPROVE/DISAPPROVE CASCADE COUNTY SUB-  
CONTRACTOR AGREEMENT WITH STEVE PRETAT TO  
COMPLETE THE EMERGENCY OPERATION PLAN RE-WRITE  
WITH FUNDING FROM A 100% FEDERALLY FUNDED  
DEPARTMENT OF HOMELAND SECURITY (DHS) EMERGENCY  
OPERATIONS (EOP) RE-WRITE GRANT**

Chairman Briggs pulled this item stating the other party needed time to preview it, and it will be acted upon at a later time.

**Agenda Item #2 is Pulled.**

**AGENDA ITEM #3**

**MOTION TO APPROVE/DISAPPROVE BOARD VACANCIES FOR  
ZONING BOARD OF ADJUSTMENTS AND GREAT FALLS AIRPORT  
AUTHORITY**

Commissioner Salina made a **MOTION** to appoint **James Edwards and Tim Wilkinson for a two year term to the Zoning Board of Adjustments.**

**Motion carries 2-0**

Commissioner Salina made a **MOTION** to appoint **Susan Humble and Joseph Troplia for a three year term to the Great Falls Airport Authority**

**Motion carries 2-0**

Chairman Briggs thanked all who applied and stated they had several good applicants.

**AGENDA ITEM #4**

**MOTION TO APPROVE/DISAPPROVE RESOLUTION 10-02 BUDGET APPROPRIATION FOR JOINT LAND USE STUDY (JLUS) GRANT AGREEMENT BETWEEN CASCADE COUNTY AND THE OFFICE OF ECONOMIC ADJUSTMENT (OEA) IN THE AMOUNT OF \$196,336.00.**

Brian Clifton gave the synopsis of this budget appropriation found in the Agenda Action Report dated January 12, 2010.

Commissioner Salina made a **MOTION** to formally accept the Office of Economic Adjustment (OEA) grant agreement for Malmstrom AFB (JLUS) EN0817-09-01 and approve the budget appropriation of \$196,336.00 for the Joint Land Use Study (JLUS) grant agreement between Cascade County and the Office of Economic Adjustment (OEA).

**Motion carries 2-0**

**AGENDA ITEM #5**

**PUBLIC PARTICIPATION IN DECISIONS OF BOARD AND ALLOWANCE OF PUBLIC COMMENT ON MATTERS THE COMMISSION HAS JURISDICTION, ON ITEMS NOT COVERED BY TODAY'S AGENDA.**

Milo Halvorson addressed the Commission to state he is a member of the Sheriffs Citizens Committee and requested the Commission retract the statement in the January 5, 2010 Great Falls Tribune article which claimed that there was alleged mistreatment under Sheriff Castles' administration,

Chairman Briggs stated that the article was correct that it did occur under Sheriff Castles' administration.

Mr. Halvorson stated that he felt that Chairman Briggs was incorrect and that the newspaper made a correction which was very small two days after the article came out.

Brian Hopkins responded by stating this is being handled in District Court and that they are not able to comment since it is out of our jurisdiction.

Chairman Briggs stated that they have nothing to do with the article. Mr. Halvorson questioned who talked to Karl Puckett at the Tribune? Mr. Hopkins stated he did and quoted directly from the 35 page opinion from the Montana Supreme Court.

Mr. Halvorson also mentioned the 1987 option tax, and questioned why the Commission was not able to remove it. There was more discussion concerning this item.

Clayton M. Braden approached the Commission and mentioned in the New Year will be a census year, and also a voting year. He questioned if the Commission are getting stuff done before everyone votes, and why can't it wait until July 1<sup>st</sup>.

Chairman Briggs stated he was unsure of what he was referring to, and gave a summary on the items the Commission is acting upon and deadlines that need to be met.

Loren Smith stated he is a firm believer of the democratic process and that it played out today with the Commission appointing people to Boards. He announced that there were seven people who took time out of their schedules to come support the board appointments. He also offered his assistance as a member of the Montana Pilots Association and thanked them for the appointments.

**ADJOURNMENT:**

The meeting was adjourned at 10:05 a.m.

**NEXT MEETING DATE:**

All meetings are held in the Commission Chambers at the Courthouse Annex. The next meeting will be a work session meeting that will be held on Wednesday January 20, 2009 at 2:00 p.m. Commission meeting will be held on January 26, 2010.