

**CASCADE COUNTY COMMISSION MEETING
DECEMBER 21, 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, Commissioners Bill Salina and Jane Weber.

Staff seated with Commission – Brian Hopkins, Brian Clifton, Susan Conell, Bonnie Fogerty and Rina Moore.

Public: Milo Halverson, George Littlefield, Tim Wilkenson, Genie Williams, Ray Hitchcock, Sarah Converse, Alicia Thompson, Dave Sutton, 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.

APPROVAL OF PURCHASE ORDERS AND ACCOUNTS PAYABLE

WARRANTS: Commissioner Salina made a **MOTION** to approve purchase orders and accounts payable warrants #199259 through #199542 totaling \$916,363.22 dated 12/01/2010 through 12/03/2010.

Commissioner Weber made a **MOTION** to approve purchase orders and accounts payable checks #199543 through #199752 totaling \$288,042.80 dated 12/03/2010 through 12/10/2010

Motion carries 3-0

CONSENT AGENDA:

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

Resolution 10-115: Amendment to the Operation of the Cascade County Road Advisory Board.

Resolution 10-116: Budget Modification within the Cascade County Weed Department to increase Repair & Maintenance to cover equipment repair labor costs.

Resolution 10-117: Budget Appropriation get for FY 10-11 Montana Treasure State Endowment Program Planning Grant, Amount: \$15,000. Local Match, \$15,000 - Sand Coulee Water District. (*Contract: MT-TSEP-PE-10-543*)

Resolution 10-118: Budget Appropriation within the Cascade County Public Works Department for the Black Eagle Road Infrastructure Improvement Project Grant. Total Amount: \$950,000(*Contract 10-171 MOU Grant #:B-09-SP-MT-0246 GFDA & Cascade County*)

Resolution 10-127: Budget Appropriation within the Rocky Mountain HIDTA fund to reclassify expenses for fiscal year 2010.

City-County Health Department

Resolution 10-119: Budget Appropriation within the WIC Breastfeeding Support program, New Grant Contract, Effective: October 1, 2010-September 30, 2011 (*Task Order 11-07-5-21-033-0*)

Resolution 10-120: Budget Modification to correct budget appropriations and to reclassify expenses in Increased Demand for Services program.

Resolution 10-121: Budget Modification to reclassify expenses in the Tobacco program Personnel (100's) to Purchased Services (300's)

Resolution 10-122: Budget Modification within the HIV Prevention program. Transfer from wages & employer contributions to purchased services for lab testing. (*Contract: 10-07-4-54-005-0*)

Resolution 10-123: Budget Modification within the Tuberculosis Prevention program to shift budget authority from wages to other operating costs for supplies and travel. (*Contract: 10-07-4-11-042-0*)

Resolution 10-124: Budget Modification within the Immunizations Project program to shift budget authority from supplies to wages to complete grant year, December 31, 2010. (*Contract: 10-07-4-31-007-0*)

Resolution 10-125: Budget Modification within the Cancer Control program to shift budget authority from supplies to wages & employer contribution to account for staff time w/Health Needs Assessment project.

Resolution 10-126: Budget Modification within the Maternal Child Health Public Health Home Visiting program to amend budget on approved contract revenue (\$74,169) plus Medicaid case management revenue (\$15,000) for a total budget of \$89,169 (*Contract: 11-07-5-31-003-0*)

Motion carries 3-0

AGENDA ITEM #1

**MOTION TO APPROVE/DISAPPROVE PRELIMINARY PLAT OF
SPRING TREE RIDGE SOUTH MAJOR SUBDIVISION E ½
OF SECTION 33, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M.,
CASCADE COUNTY, MONTANA**

Susan Conell gave the synopsis of this plat in which the Planning Board recommended approval 5-0 with the attached 15 conditions found in the Agenda Action Report Dated December 21, 2010.

Chairman Briggs opened the Public Hearing @ 9:42 a.m.
The reading of the Public Notice was waived with no objections.

Tim Wilkenson presented this plat with an explanation on the two variances requested.

Chairman Briggs called for questions and written testimony in which there was none.

Chairman Briggs called for proponents in which there was none.

Chairman Briggs called for opponents in which there was none.

Chairman Briggs closed the public hearing at 9:48 a.m.

Commissioner Weber made a **MOTION** to adopt the staff report and findings of fact and conditionally approve the preliminary plat of the Spring Tree Ridge South Major Subdivision located in the E ½ of Section 33, Township 20 North, Range 3 East, Cascade County, Montana subject to 15 conditions.

Motion carries 3-0

AGENDA ITEM #2

MOTION TO APPROVE/DISAPPROVE ORDINANCE 10-01 CHANGE SPEED LIMIT ON 10TH AVENUE NORTH BETWEEN 38TH AND 57TH STREET NORTH TO 35 MILES PER HOUR

Brian Hopkins presented this Ordinance (see Agenda Action Report dated December 21, 2010) stating that it would need to be noticed at the next Commission meeting and that the roadway is mixed jurisdiction.

Commissioner Weber questioned if the Commission needed to take action today in which Chairman Briggs stated yes.

George Littlefield of Neighborhood Council 4 presented this speed limit change and presented photos and letters to the Commission. (See Exhibit "A" original photos and letters attached to minutes in the Clerk and Records office).

John Watts questioned if the road was to the back base gate, and stated he assumed there would be patrols if so.

Commissioner Weber made a **MOTION** to approve Ordinance 10-01 to change the speed limit on 10th Avenue North, between 38th and 57th Street North to 35 miles per hour. **Motion carries 3-0**

AGENDA ITEM #3

MOTION TO APPROVE/DISAPPROVE THE SELECTION OF NORMONT EQUIPMENT COMPANY BID FOR A 2011 DURACO BRAND SPRAY INJECTION POT HOLE PATCHER

Brian Clifton presented this bid for a 2011 Duraco brand spray injection pot hole patcher in the amount of \$86,200.

Chairman Briggs stated that the truck is a plow in the winter and a patch truck in the summer.

Commissioner Salina made a **MOTION** to approve the selection of Normont Equipment Company bid for a 2011 Duraco brand Spray Injection Pot Hole Patcher in the amount of \$86,200.00.

Motion carries 3-0

AGENDA ITEM #4

**MOTION TO APPROVE/DISAPPROVE CONTRACT 10-192
EMPLOYMENT CONTRACT WITH NANCY JO ROWELL AS
FAMILY NURSE PRACTITIONER**

Alicia Thompson presented this contract stating that this will provide them with a family nurse practitioner.

Commissioner Weber made a **MOTION** to approve Contract 10-192 employment contract with Nancy Jo Rowell as family nurse practitioner at the CHCC. **Motion carries 3-0**

AGENDA ITEM #5

PRESENTATION BY JESS ANDERSON TREASURER

Jess Anderson announced that he billed out 82.3 million with 38.9 collected in the first half. He also stated that there was 0.5 million in protested taxes from Bresnan, Verizon, and Alltel, with 42.5 collected. Jess Anderson thanked his excellent staff, the Departments and Commission for assisting him over the years. He then introduced Jamie Bailey the newly elected Treasurer.

Each Commissioner thanked Jess Anderson for all his dedicated service.

**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 Halverson approached the Commission to speak about the County Option Tax; He presented some information (Exhibit "B") which could be found with the minutes in the Clerk and Records office. He stated that in 1995 the tax was passed in Cascade County and Yellowstone County. Senate Bill 200 put a 0.5% tax on all vehicles then extended the termination date to 1993. Then Senate Bill 17 in 1995 started collecting taxes and from 1995-1999 all vehicles were double taxed. With 472 million collected since the option tax was implemented. He announced that one of the Senators is going to carry a bill to remove the option tax. In closing he stated he would miss Jess Anderson the Treasurer.

ADJOURNMENT: The meeting was adjourned at 10:22 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 4, 2011 at 2:00 p.m.