

**CASCADE COUNTY COMMISSION MEETING
JANUARY 25, 2011
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 Bill Salina, Commissioner Jane Weber and Commissioner Joe Briggs excused.

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

Public: Milo Halverson, Carl J. Donovan, Audrey Finlayson, Bob Edwards, John Stevens, Johnny Walker, Nancy Anderson, Steve Erwin, Rina Fontana Moore, Susan Conell, Carol Keaster, Trixie Smith, Ruth Reeves, Faye McWilliams, Monique Wagner, Karl Puckett, Brian Bulger and media

CALL TO ORDER: Chairman Salina 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 Weber made a **MOTION** to approve purchase orders and accounts payable checks #200460 through #200623 totaling \$839,888.47 dated 1/5/2011 through 1/7/2011. Also purchase orders and accounts payable checks #200624 through #62887 totaling \$167,992.77 and direct deposits were made totaling \$1,141,304.27 for a payroll total of \$1,309,297.27 for the month of December.

Motion carries 2-0

CONSENT AGENDA:

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

- ✓ **Resolution 11-05** Budget Modification to reclassify expenses and adjust revenues in Fleet Maintenance and Superintendent of County Buildings (SOCB) maintenance funds due to increase cost of goods sold expense line items for purchase of –arts for repairs and adjust revenue accounts accordingly.
- ✓ **Resolution 11-07** Budget Appropriation based on settlement of 2009 costs with Department of Corrections (DOC) for per diem increased amount of \$261,964.00.

- ✓ **Resolution 11-10** Budget Appropriation with the Sheriff's Office for the Central Montana Rocky Emergency declaration due to winter storms.
- ✓ **Contract 11-07** Contract with Markin Consulting granting a four week extension to complete Work Task B.6. final report and presentation on or before February 28, 2011 (referring to Contract 10-125 with Markin Analysis) This analysis is for the ExpoPark.

City County Health Department

- ✓ **Resolution 11-06** Budget Appropriation to establish a budget for the Early Head Start contact through Opportunities, Inc. in the amount of \$264,286.00 referenced to Contract 10-182 Early Head Start.
- ✓ **Resolution 11-08** Budget Modification to account for and distribute cash reserves within the Medicaid Health Improvement program.
- ✓ **Resolution 11-09** Budget Modification with the HIV Prevention program to transfer budget authority from wages to supplies and travel. Grant ending December 31, 2010, task order 10-07-4-51-005-0.
- ✓ **Contract 11-05** Cooperative Education Agreement with the University of Wyoming, Fay W. Whitney School of Nursing to provide quality clinical education experiences effective January 1, 2011 to August 31, 2013.
- ✓ **Contract 11-06** Task Order 11-07-4-51-005-0 HIV Prevention Services effective January 1, 2011 through December 31, 2011 max amount payable \$28,163.00 master contract effective July 1, 2005 through June 30, 2012.

Chairman Salina asked for comments from staff, and public attendees in which there was no comment. **Motion carries 2-0**

AGENDA ITEM #1

MOTION TO APPOINT OF CLERK OF DISTRICT COURT

TERM BEGINNING MARCH 1, 2011 THROUGH DECEMBER 31, 2012

Chairman Salina called for public comment on this agenda item.

Carl J. Donovan from the Cascade County Democratic Central Committee urged the Commission to appoint Faye McWilliams whom was the only candidate to come to the meeting and she was interviewed by the committee. The committee recommends her and she also stated that she would run as a democrat for the next term.

Brian Bulger stated he has been working in the Courthouse as an attorney the past 32 years. He stated that he recommends Fay McWilliams who is qualified and helpful: she's a person that knows were all in the boat together rowing up the stream, and she will do whatever task is required to make sure the boat is continuing to travel us. He stated he would whole heartedly endorse her for the position and that she would do a wonderful job. He ended with stating that they will all miss Ruth Reeves, whom has been in the Clerk of Courts for years and has the same code of conduct and work ethic. Thank you.

Commissioner Weber read the statement below with the included motion.
“Mr. Chairman, with the upcoming vacancy in the elected position of Clerk of District Court, I feel that we should accept the recommendation of the current Clerk of Court; and ***move to appoint Fay McWilliams*** as interim full-time Clerk of the District Court to complete the term of the elected official position until it expires on December 31, 2012 AND that those duties be assumed and effective on March 1, 2011.

Ms. McWilliams’ demonstrated ten years experience in the Clerk of Court’s offices serving as Jury Clerk, and presently as Appeals Clerk, has given her the opportunity to learn and perform many of the duties of the Clerk of Court – including Federal Court Removals, Supreme Court Appeals, Changes of Venue, Cataloguing and Retention of Exhibits, Serving as Custodian of Exhibits, Attending Court Hearings, taking minutes and processing minutes for the court’s approval, Preparing Statistical Reports and much more. Her extensive experience will serve her well in the Clerk of Court position.

Additionally, unanimous and unsolicited recommendations by all of the District Court judges and members of the legal community, as well as support by the Democratic Central Committee, confirm my confidence in her competence to serve in this position.”

Motion carries 2-0

Faye McWilliams was congratulated with a round of applause.

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 had concerns about some figures he was given some time ago from previous Commissioner Lance Olson, when he compared them to figures presented by Randy Hand and MACo, Montana Associations of Counties, he found a \$580,000 discrepancy (See attached exhibit “A”).

Milo Halverson commented on HB540 and mentioned pg. 43 pertaining to reducing taxation. He noted that on pg. 2, the bill raised registration fees. The fees went up and the money went to the state. The legislature passed the bill, but there was no information for 1999.

ADJOURNMENT:

The meeting was adjourned at 9:48 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 26, 2011 at 2:00 p.m.