

**CASCADE COUNTY COMMISSION MEETING
AUGUST 23, 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 Joe Briggs and Commissioner Jane Weber.

Staff seated with Commission – Brian Hopkins, Mark Donohue, Susan Conell, Connie Stein, and Marie Sickels.

Public: Naomi Frame, Dean A. Zook, Joe Fletcher, Rodger Fultz, Diana Fultz, Jamie Bailey, Kendall Cox, Bob Edwards, Steve Erwin, Dean Clinton, John T. Borgreen, Clayton M. Braden, Milo Halvorson, 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: Connie Stein read the calendar.

APPROVAL OF PURCHASE ORDERS AND ACCOUNTS PAYABLE

WARRANTS: Commissioner Weber made a **MOTION** to approve purchase orders and accounts payable checks #207343 through #207774 totaling \$1,123,280.44 dated 08/10/2011 through 08/12/2011. **Motion carries 3-0**

CONSENT AGENDA:

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

- ◆ **Contract 11-101:** Montana Big Sky Home & Community Services Waiver Case Management Services. Contract #11-222-14004-0 between MT DPHHS Senior & Long Term Care Division and Area VIII Agency on Aging. Contract based on reimbursable rates that DPHHS sets the rate per client@ \$9.05 daily for July 2011 and changing to \$8.87 daily in August 2011 through December 2011. **Commission Weber stated as amended by Council for this contract.**
- ◆ **Contract 11-104:** 2011/2012 Community Development Grant (CDBG) Agreement with the City of Great Falls and Area VIII Agency on Aging in the amount of \$20,000 to purchase food for meals on wheels. FY 2011-12.
- ◆ **Contract 11-105:** Community Transportation Enhancement Program (CTEP), agreement with L'Heureux Page Werner, PC to conduct project feasibility assessment for the rehabilitation of the MT Museum of Railroad History at Montana Expo Park. Total payment to consultant will not exceed \$5,815.

City/County Health Department

- ◆**Contract 11-102:** Task Order 12-07-3-01-091-0 Montana Nutrition & Physical Activity Program effective July 2011-June 2012 in the amount of \$15,000.
- ◆**Contract 11-103:** Task Order 12-07-5-31-003-0 Public Health Home Visiting effective July 2011- June 2012 with base reimbursable in the amount of \$20,000 and also an additional \$61,952.85 based on meeting performance period dates.

Motion carries 3-0

AGENDA ITEM #1

RESOLUTION 11-94 MOTION TO APPROVE/DISAPPROVE INTENT TO INCREASE PROPERTY TAX TO 1.0919% FY 2011/2012

This item was tabled at the last Commission meeting. Randy Hand approached the Commission stating that after he completed the budget, there was no need to increase taxes and requested that the Commission withdraw the request.

Commissioner Weber made a **MOTION** to withdraw Resolution 11-94.

Motion carries 3-0

Commissioner Weber also stated she was pleased that the County Commissioners did not need to raise taxes and could continue the basic services, but emphasized the continued importance of new economic developments to increase the County tax base and provide additional funding to: 1) better maintain the backlog of deteriorated road miles in the County; 2) provide ability to re-instate animal control officers; and 3) assist with social services like Meals on Wheels and RSVP. She also thanked Randy Hand for his work on this budget.

Chairman Salina announced he was glad that they did not need to raise taxes.

Commissioner Briggs thanked Randy Hand and the staff for working hard to be frugal in their spending within their departments.

Chairman Salina invited comments from the public in which **Clayton M. Braden** stated thank you for not raising taxes.

AGENDA ITEM #2

MOTION TO APPROVE/DISAPPROVE RESOLUTION 11-100 JURISDICTIONAL TRANSFER OF HARLEY CREEK ROAD TO (USDA) UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

Brian Hopkins gave the background on this transfer which can be found in the Agenda Action Report dated August 23, 2011. In summary, Harley Creek

Road is a County road and would be formally vacated allowing the U.S. Department of Agriculture, Forest Service, (USFS) ownership of the road.

Chairman Salina invited comments on this transfer.

John Borgreen approached the Commission stating that this has been an issue for some time and that he owns a family cabin on Harley Creek Road. He stated that there are 10 other cabin owners and they are requesting that the Commission continue to be an advocacy voice for them; after the transfer takes place. He also asked about information on the easement agreement with 3 Rivers and wondered at what level of maintenance to the road will be done by USFS.

Commissioner Weber responded by stating that she felt that the USFS was required to provide the cabin owners access to their cabins, as specified in the cabin owners' special use permits. She also stated she had spoken with the Forest Service engineer who had indicated the agency's intent to apply for "Legacy Funds", special federal funding for road improvements. Since Harley Creek provides Westslope Cutthroat trout habitat and requires special protection, the Forest Service should be very competitive in their application for Legacy Funds.

Mr. Borgreen replied by affirming that he had spoken with the other cabin owners and that they were in support of the Cutthroat trout legacy funds. He also notified the Commission that 3 Rivers messed up the road when they buried the lines along the roadway several years ago.

Chairman Salina thanked Mr. Borgreen and Commissioner Weber for their efforts on this project with such persistence.

Commissioner Weber made a **MOTION** to approve Resolution 11-100 Transferring Harley Creek Road to the U.S. Department of Agriculture Forest Service.

Motion carries 3-0

AGENDA ITEM #3

**MOTION TO APPROVE/DISAPPROVE CONTRACT 11-100
INTERLOCAL AGREEMENT FOR LAW ENFORCEMENT
SERVICES BY THE CASCADE COUNTY SHERIFF TO THE TOWN
OF BELT MONTANA**

Undersheriff Stevens stated that this is a yearly contract that allows them to provide law enforcement services to the town of Belt.

Commissioner Briggs made a **MOTION** to execute the Interlocal Agreement for the provision of law enforcement services by the Cascade County Sheriff to the town of Belt, Montana.

Motion carries 3-0

AGENDA ITEM #4

MOTION TO APPROVE/DISAPPROVE CONTRACT 11-106 WITH PAVEMENT MAINTENANCE SOLUTIONS INC.

Brian Hopkins presented on behalf of Brian Clifton who was on vacation. He read the background which can be found in the Agenda Action Report dated August 23, 2011. In summary, this contract with Pavement Maintenance Solutions Inc. would allow them to chipseal a 2.4 mile stretch of Fields Road and a 5 mile stretch of Wilson Butte Road. Pavement Maintenance Solutions Inc. was awarded the lowest bid in the amount of \$130,207.36.

Commissioner Weber made a **MOTION** to approve chipseal contract with Pavement Maintenance Solutions, Inc. to chipseal portions of Wilson Butte Road and Fields Road.

Motion carries 3-0

AGENDA ITEM #5

PUBLIC MEETING AND MOTION TO APPROVE/DISAPPROVE REZONE FOR FARM IN THE DELL

Mark Donohue read the Agenda Action Report dated August 23, 2011 to present this rezone. There were no questions or comments taken.

Commissioner Briggs made a **MOTION** to approve said staff report and Resolution of Intention to rezone parcel # 2328850 located in the ½ of Section 2, Township 20N, Range 2 East, P.M.M., Cascade County, Montana, from “RR-5” Rural Residential (5 acres) District to “OS” Open Space District.

Motion carries 3-0

AGENDA ITEM #6

MOTION TO APPROVE/DISAPPROVE REZONE REQUEST BY RODGER AND DIANA FULTZ

Mark Donohue read the Agenda Action Report dated August 23, 2011 to present this rezone. There were no questions or comments taken.

Commissioner Briggs made a **MOTION** to approve the staff report and Resolution of Intention to rezone parcels # 214800, 2148500, 2148600, 2148700, 2148900, 2149000, 2149100, 2147400, 2147500, and 2147600 located in Block 74, Lots 16-20 in Section 31, Township 21 North, Range 4 East and in Block 77, Lots 1-11, Section 31, Township 21 North, Range 4 East P.M.M., Cascade County, Montana from “UR” Urban Residential District to “I-2” Heavy Industrial District.

Motion carries 3-0

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 shared his concerns about the 1987 Lottery Tax that is still on his real estate taxes. Commissioner Briggs informed him he would need to contact the State on this matter. Mr. Halvorson also requested the information about the Capital Building Reserve Fund specifically requesting the amount of funds in reserve. The Commission assured him that they would provide him with the information requested.

John Watts mentioned his frustration in the new website design with humor. He also requested that they repost the calendar of meetings so he can be available to film the meetings. It was noted that they would make sure the calendar is placed back on the website.

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, August 31, 2010 at 2:00 p.m.