

CASCADE COUNTY COMMISSION MEETING
May 27, 2014
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). These minutes were officially approved at the June 10, 2014 meeting. All exhibits can be found on record at the Clerk and Records office.

PRESENT:

Commission- Chairman Bill Salina, Commissioner Joe Briggs, and Commissioner Jane Weber.

Staff seated with Commission – Brian Hopkins, Susan Conell, Bonnie Fogerty and Marie Johnson.

Public: Dana Huestis, Lora Huestis, Rick Higgins, Jim Larson, and John Watts.

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 and some revisions were made.

APPROVED PURCHASE ORDERS AND ACCOUNTS PAYABLE

WARRANTS: Commissioner Briggs made a **MOTION** to approve purchase orders and accounts payable checks #241359 through #241676 totaling \$999,586.38 dated 05/12/2014 through 05/16/2014. In addition, payroll checks #71619 through #71767 were issued totaling \$77,311.42 and direct deposits were made totaling \$793,513.69 for a payroll total of \$870,825.11 for the month of April 2014. Approved purchase orders and accounts payable checks #241245 through #241357 totaling \$296,355.14 dated 05/05/2014 through 05/09/2014. **Motion carries 3-0**

CONSENT AGENDA:

Commissioner Weber made a **MOTION** to approve the consent agenda and minute entries, and routine contracts as follows; *Minute entries approved were Commission meeting dated May 13, 2014.*

◆ **Resolution 14-43:** Budget Appropriation for the Retired Senior Volunteer Program (RSVP), year three of the project. Contract Total: \$156,774. Sources: \$105,628 (*Federal Funding*), \$23,976 (*County Funding (Mill/Fund Raising/Outside Grants)*) and \$21,700 (Donated in-kind goods & services). Includes \$5,470, salary expense that cannot be counted as match but is required for fund raising activities. (*Ref: Contract 14-33, CNCS #12SRPMT012*)

- ◆ **Resolution 14-44:** Budget Appropriation for the Medicare Improvements for Patients and Providers Act (MIPPA) contract for services. Previous budget amounts were off by \$1.00, adjustments will balance the fund. Total amount: \$8,152. (Ref: Contract 14-32, DPHHS #14221030008)
- ◆ **Resolution 14-46:** Prosecutorial Assistance in the cases of State V. R.T.
- ◆ **Resolution 14-47:** Prosecutorial Assistance in the cases of State V. L.B.
- ◆ **Contract 14-62:** Department of Interior, Bureau of Indian Affairs (DOI, BIA), Amendment #4. Total Amount for Modification: \$185,000. Reason for modification: Additional work (new agreement, FAR part 6 applies). (Ref: Contract 13-156 & Contract 13-187)
- ◆ **Contract 14-63:** Noxious Weed Trust Fund Project Grant Agreement, *Lower Hound Creek Weed Control Area Number MDA 2014-054*. Purpose: The project funding recipient will perform noxious weed control activities for the county beginning in 2014 through 10/31/2015. Maximum Grant Amount: \$10,000. (Ref: MT Department of Agriculture Noxious Weed Trust Fund Grant #2014-054)
- ◆ **Contract 14-64:** Noxious Weed Trust Fund Project Grant Agreement, *Hound Creek Weed Control Area Number MDA 2014-020R*. Purpose: The project funding recipient will perform noxious weed control activities for the county beginning in 2014 through 10/31/2015. Maximum Grant Amount: \$59,880. (Ref: MT Department of Agriculture Noxious Weed Trust Fund Grant #2014-020R)
- ◆ **Contract 14-65:** Agreement with Benefis Spectrum Medical, Inc. to provide medical services and chemical dependency program services for the Cascade County Detention Center/Regional Prison Pod. Effective Dates: July 1, 2014- June 30, 2016. Total Annual Amount: \$721,460.
- ◆ **Contract 14-66:** Contract with AAA Construction, Inc. Amount: \$14,426.51, with itemization as set forth in the April 22, 2014 Contractor's proposals.

City-County Health Department

- ◆ **Resolution 14-42:** Budget Appropriation for the HIV prevention program. Total Amount: \$20,066. This is a department correction for Resolution 14-23 which listed an incorrect revenue account.
- ◆ **Contract 14-61:** Memorandum of Understanding between City-County Health Department, Montana Department of Health and Great Falls Emergency Services. Purpose: Set forth guidance for the designation of Great Falls Emergency Services (GFES) as a non-publicized, closed Point of Dispensing (POD). Effective upon date of signing (5 years), must be reviewed annually.
- ◆ **Contract 14-67:** MT DPHHS Amendment Number One to Task Order #14-07-5-21-003-0 Cascade County WIC Program. Amended Amount Increase: \$30,633. Total Amount Payable: \$332,809. (Ref: Contract 13-142, R0280718)

- ◆ **Contract 14-68:** MT DPHHS Task Order 15-07-5-21-080-0 Cascade County WIC Program. Purpose: To provide Farmers’ Market nutrition education and Farmers’ Market check to eligible WIC participants. Effective Dates: July 1, 2014-June 30, 2015. Total Amount Payable: \$1,320.

The Consent Agenda was approved with no additional comments.

Motion carries 3-0

AGENDA ITEM #1

MOTION TO APPROVE/DISAPPROVE THE BOARD APPOINTMENTS LISTED BELOW

Board Appointments:

<u>Fire District:</u>	<u>Vacancy</u>	<u>Re-Appointment</u>	<u>Term Expiration</u>
Black Eagle	(1)	Shaun Russell	5/31/2017

<u>Fire Service Area:</u>	<u>Vacancy</u>	<u>Re-Appointment</u>	<u>Term Expiration</u>
Belt	(2)	Larry Murphy	5/31/2017
Black Eagle	(3)	Debra Eve, John Siller	5/31/2017
Cascade	(2)	Rowan Ogden, Robert Standley	5/31/2017
Fort Shaw	(1)	Rai Hahn	5/31/2017
Monarch	(1)	Thomas C. Croff	5/31/2017
Sand Coulee	(2)	Debbie Bowe, Donna Hill	5/31/2017
Simms	(3)	Howard Largent	5/31/2017
Ulm	(2)	William Brown, Tom O’Hara	5/31/2017

<u>Fire Service Area:</u>	<u>Vacancy</u>	<u>Appointment</u>	<u>Term Expiration</u>
Cascade	(1)	Dennis Harris	5/31/2016

Commissioner Weber made a **MOTION** to approve the entire list of board appointments as presented. **Motion carries 3-0**

Commissioner Weber thanked all who have chosen to serve and stated that volunteerism is an important critical component to public service. She encouraged other public members to fill some of the board vacancies still available.

AGENDA ITEM #2

MOTION TO APPROVE/DISAPPROVE GORE HILL FIRE SERVICE AREA BOARD APPOINTMENTS

Gore Hill Fire Service Area

Two (2) people selected for a three (3) year term that expires June 30, 2017.

Candidates are:

1. Kathleen Hickman
2. Howard Schneider
3. Royce Shipley

Commissioner Briggs stated that policy allows them to serve two or three terms, and at this time Kathleen Hickman and Royce Shipley have served two and a half terms. Commissioner Briggs felt that with their new changes with the construction of a satellite office, it was best to reappoint the previous candidates. He also stated that Howard Schneider was very qualified and thanked him for applying.

Commissioner Weber agreed with Commissioner Briggs, and suggested that sending a letter to him to encourage him to apply for future openings would be appropriate.

Commissioner Briggs made a **MOTION** to appoint Kathleen Hickman and Royce Shipley to the Gore Hill Fire Service Area for a three (3) year term expiring June 30, 2017. **Motion carries 3-0**

AGENDA ITEM #3 Public Hearing

MOTION TO APPROVE RESOLUTION 14-45 TO ADOPT CASCADE COUNTY GROWTH POLICY PLAN

(Public Hearing)

Chairman Salina recessed the regular Commission meeting and opened the public hearing at 9:45 a.m.

Reading of the Public Notice

The reading of the public notice was waived without objections and made part of the record (see exhibit "A").

Staff Presentation

Susan Conell read the Special Information found in the Action Agenda Report dated May 27, 2014.

Commissioner Briggs thanked Susan Conell, staff and the Planning Board for their hard work on this updated growth policy plan.

Written Testimony

Chairman Salina called for Written Testimony in which there was none.

Call for Proponents

Chairman Salina called for Proponents three times in which there was none.

Call for Opponents

Chairman Salina called for Opponents in which Dana Huestis 2901 4th Avenue North, Great Falls also representing KYSO Corporation, approached the Commission. Mr. Huestis then read his four (4) page statement (see exhibit "B"). In summary Mr. Huestis states that his property of 242 acres is affected as it is included in the military runway potential accident zone and is deemed non compatible.

Chairman Salina called for opponents in which Rick Higgins P.O. Box 322, Ulm, Montana approached the Commission. Mr. Higgins stated he owns land in this area and requested the Commission answer Mr. Huestis questions. Mr. Higgins also stated that the Commission has had tunnel vision and selective hearing with no remedy to talk through this things and he felt that public support will be hard to find. In closing he stated that there would be four property owners whom will come back to haunt them if this goes through and started that the Commission was infringing on his rights. He requested that

they give this some thought and stated that Commissioner Briggs stated that this was his vendetta with his own interests.

Commissioner Salina reminded Mr. Huestis that his property is zoned Agriculture "Ag" which has restrictions and rights whether it is adjoining Malmstrom Air Force Base (MAFB).

Call for Opponents

Chairman Salina called for Opponents three times in which no one else came forward.

Informational Witnesses

Chairman Salina called for Informational Witnesses three times in which there were no further comments.

Close of the Public Hearing

Chairman Salina closed the Public Hearing at 10:15 a.m.

Reconvene the Regular Commission Meeting

The regular commission meeting was reconvened at 10:15 a.m.

Commissioner Briggs thanked the two opponents for their testimony and stated that this land is not sterilized and that the growth policy is not a regulatory document. There is no personal vendetta, no personal interest, and no conflict of interest in the property impacted. My special interests are overall for Cascade County. For zoning action growth policy worked to incorporate which are suggestions not regulations and he is comfortable with that. He then thanked Susan Conell for her work in this and called for a motion.

Brian Hopkins stated that the military affected areas belong to the missile sites which has no new regulations and that the December 2012 overlay has not been change or added to.

Commissioner Briggs inferred that it was suggested that \$200,000 was spent to create the growth policy and another \$200,000 implement it to create accident potential zones. We took 13,800 square miles and looked at all possible encroachments and to state that all funds were spent to deal with the runway is ludicrous.

Call for a Motion Commissioner Briggs made a **MOTION** that after consideration of this report and the recommendations by the Planning Board adopt the Cascade County Growth Policy as a planning tool to help guide local land uses and development. **Motion carries 3-0**

Susan Conell ended by thanking Kim Thiel-Schaaf for her hard work and help with this update Cascade County Growth Policy Plan.

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. No comments were made.

ADJOURNMENT: The meeting was adjourned at 10:00 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, June 4, 2014 at 2:00 p.m.