

CASCADE COUNTY COMMISSION MEETING  
July 28, 2015  
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 August 25, 2015 meeting.

**Present:** Madam Chair Jane Weber, Commissioner Jim Larson and Commissioner Joe Briggs.

**Staff seated with the Commission:** Charlie Stanfield, Carey Ann Shannon, James Ekberg, Mary Swenson, Scott Maunu, and Marie Johnson.

**Other Staff and Public members;** Jim Hodgskiss, Mark Leo, Joe Murphy, Brennan Swanberg, Linda Martin, Ray Hitchcock, Tanya Houston, Eric Abarr, Sandy Johnson, John Watts, Susan Conell, Patty Boyle, and Peter Johnson.

**Reading of the Commissioners calendar:** Scott Maunu, read the weekly calendar.

**Purchase orders and accounts payable warrants:** Approval of purchase orders and account payable checks #254369 through #254631 totaling \$1,803,687.52 Also purchase orders and accounts payable checks #254124 through #254368 totaling \$1,026,046.01 dated 07/10/2015 through 07/17/2015. In addition, payroll checks #77144 through #77259 were issued totaling \$68,491.42 and direct deposit were made totaling \$865,587.40 for a payroll total of \$934,078.82 for the month of June 2015.

**Treasurers Monthly Report-Bank Balances, Investments, Revenues, and Disbursements** Mary Swenson read the reports for May and June. See exhibit ("A") for the report.

**Consent agenda: The consent agenda is made up of routine day-to-day items that require Commission action. Any Commissioner may pull items from the Consent Agenda for further discussion/vote.**

Approval of the Minutes and Consent Agenda Items: Commissioner Briggs made a **MOTION** to approve the minute and minute entries and Consent agenda as follows:

◆ **Resolution 15-51:** Budget Appropriation to pay expenses and appropriately recognize the revenue within the Comprehensive Insurance and Risk/Safety programs. This resolution also appropriates fund equity in FY 2015 to cover budget overage in the fund.

Total Amount: \$64,412. **R0309726**

◆ **Resolution 15-57:** Budget Appropriation for JDC to pay youth secure detention balance.

Total not to exceed: \$469,800. **R0309728**

◆ **Resolution 15-58:** Budget Appropriation JDC; appropriate funds from the MBCC Byrne Jag Program for the PREA Microphone Grant. (Ref: Contract 15-27, R0304673). **R0309727**

◆ **Contract 15-119:** Vision Net, Inc. Master Service Agreement. Contract provides video conferencing services for the Sheriff's Office. Effective Dates: July 1, 2015 – June 31, 2016.

Total Amount: \$11,820. **R0310568**

◆ **Contract 15-120:** Random Home Visits contract between the Cascade County Sheriff Office, the State of Montana, Office of Court Administrator and the 8th Judicial District Youth Court. Purpose: Random home visits for Juvenile Drug Court youth to ensure accountability. Effective Dates: June 1, 2015 – June 30, 2016. Total payment to the county may not exceed: \$6,000. (reoccurring). **R0309756**

◆ **Contract 15-122:** Subaward #: VFA-16-070 Volunteer Fire Assistance Program Contract with (DNRC) Montana Department of Natural Resources & Conservation. Federal Funds, not to exceed \$8,250. **R0310944**

**City-County Health Department**

◆ **Contract 15-118:** MT DPHHS Task Order 16-07-3-01-126-0 MT Asthma Control Program. Effective Dates: July 1, 2015 – June 30, 2016. Total Amount: \$32,000. (reoccurring). **R0311645**

**AGENDA ITEM #1**

MOTION TO APPROVE/DISAPPROVE Preliminary Plat of Tuffy's Sunset Inn RV Park Major Subdivision: Proposed subdivision is located in the Section 29, Township 21 North, Range 2 East, P.M.M., Cascade County, Montana. Initiated By: Brennan Swanberg.

Charlie Stanfield read the synopsis (which can be found in Agenda dated July 28, 2015 item #1).

Commissioner Larson requested to recuse himself from voting on this item due to the business dealings he has with Brennan Swanberg.

Madam Chair Weber invited the applicant or developer to speak on behalf of this new RV Park.

Mark Leo, developer of Big Sky Civil and Environmental Inc. stated that he has been working on this project for the past year to try to get the project approved and under construction. He believed that Ms. Swanberg spent a lot of time and money on this effort and has done a good job with this RV Park.

There was some discussion on signage, curfew, DEQ septic requirements and school approval of the RV Park.

Commissioner Briggs announced that he has a lot of concerns with the neighbors - but he has no legal standings to disapprove this RV Park. He asked Ms. Swanberg to be a good neighbor and be aware that he was very concerned about many valid points that have been brought to the Commissions attention.

Madam Chair Weber stated that she echoed Commissioner Briggs comments. She also requested that Ms. Swanberg be a good neighbor by keeping the trash picked up and that going to extra effort to landscape the grounds would help the relationship with the adjoining homeowners. Madam Chair Weber also announced that the County is developing a new large group ordinance which will go into effect sometime in the near future. The ordinance requirement will apply to large events throughout Cascade County and compliance will be enforced. Meanwhile, Weber continues to have concerns relating to the capacity for waste disposal. Weber said, that although there are 14 RV sites being approved, there could be multiple parties at each RV site, thus increasing the number using the proposed bathhouse facilities. Madam Chair Weber and Commissioner Briggs agreed to send a letter to the DEQ informing them that these 14 RV spots are not restricted to 14 people; therefore DEQ should take this into consideration when sizing the waste water system.

Commissioner Briggs made a **MOTION** to conditionally approve the preliminary plat of Tuffy's Sunset Inn RV Park Major Subdivision based on the staff report and findings of fact and subject to the 20 conditions provided in the staff report. **Motion carries 2-0 Madam Chair Weber for, Commissioner Briggs for, and Commissioner Larson recused.**

**AGENDA ITEM #2**

**PUBLIC HEARING SPECIAL SPEED ORDINANCE OF 45 MPH ON A COUNTY ROAD SHARED BY CASCADE AND TETON COUNTY**

**Public Hearing**

Madam Chair Weber closed the regular meeting and opened the public hearing at 10:05 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 "B").

**Staff Presentation**

Carey Ann Shannon presented this ordinance by reading the background found in Agenda Item #2 dated July 28, 2015. She also stated that this ordinance is consistent with Teton Counties verbiage.

**Call for Applicant**

Madam Chair Weber called for the Applicant.

**Jim Hodgskiss**, Commissioner for Teton County approached the podium. He announced that the high school this ordinance due to a fatality of one of their classmates. He mentioned that the speed limit on County roads is 70 mph unless this ordinance is in place. He commented on what a great job done by the high school student to make this happen.

**Call for Written Testimony**

Madam Chair Weber called for written testimony three times in which there were none.

**Call for Opponents**

Madam Chair Weber called for Opponents three times in which there were none.

**Call for Proponents**

Madam Chair Weber called for Proponents three times in which there were none.

**Informational Witnesses**

Madam Chair Weber called for Informational Witnesses in which **Peter Johnson** from the Great Falls Tribune questioned the distance of this road? He was informed that it's around thirteen (13) miles.

**Close of the Public Hearing**

Madam Chair Weber closed the Public Hearing at 10:15 a.m.

**Call for a Motion**

Commissioner Larson made a **MOTION** to adopt the Speed Limit Ordinance for County Line Road establishing a speed of 45 miles per hour. Motion carries 3-0 **20312241**

**AGENDA ITEMS #3-#9 MOTION TO APPROVE/DISAPPROVE THE CONTRACTS LISTED BELOW**

Jim Ekberg read the synopsis which can be found in Agenda Items #3-#9 dated July 28, 2015 for all the bridges. Madam Chair Weber stated that these motions are to accept the bid proposals and contract award. Commissioner Briggs that the amount stated is just the County's portion of the contract price, not the total cost.

**AGENDA ITEM #3**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355000+08001, Cascade County Bridge 448 1 mile East of Monarch along Hughesville Road. Bid (County portion \$4,929). Commissioner Larson made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355000+08001 CCB 448 along Hughesville Road for a total cost to Cascade County \$4,929 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310286**

**AGENDA ITEM #4**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355002+01001, Cascade County Bridge 449, 2 miles East of Monarch along Hughesville Road bid price (County portion \$4,830).

Commissioner Briggs made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355002+01001 CCB 449 along Hughesville Road for a total cost to Cascade County \$4,830 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310287**

**AGENDA ITEM #5**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355002+05001, Cascade County Bridge 450, 1 mile East of Monarch along Hughesville Road bid price (County portion \$5,665).

Commissioner Briggs made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355002+05001 CCB 450, along Hughesville Road for a total cost to Cascade County \$5,665 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310288**

**AGENDA ITEM #6**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355003+05001, Cascade County Bridge 451, 4 miles East of Monarch along Hughesville Road bid price (County portion \$5,759).

Commissioner Larson made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355003+05001 CCB 451 along Hughesville Road for a total cost to Cascade County \$5,759 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310289**

**AGENDA ITEM #7**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355005+04001, Cascade County Bridge 454, 5 miles East of Monarch along Hughesville Road bid price (County portion \$4,588).

Commissioner Briggs made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355005+04001 CCB 454 along Hughesville Road for a total cost to Cascade County \$4,588 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310290**

**AGENDA ITEM #8**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355006+01001, Cascade County Bridge 455, 6 miles East of Monarch along Hughesville Road bid price (County portion \$4,802).

Commissioner Larson made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355006+01001 CCB 455 along Hughesville Road for a total cost to Cascade County \$4,802 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310291**

**AGENDA ITEM #9**

**MOTION TO APPROVE/DISAPPROVE**

Bid proposal and contract award for repair of Bridge L07355009+09001, Cascade County Bridge 457, 10 miles East of Monarch along Hughesville Road bid price (County portion \$4,653).

Commissioner Briggs made a **MOTION** to accept the bid proposal from Tamietti Construction Company for repairs to Bridge L07355009+09001 CCB 457 along Hughesville Road for a total cost to Cascade County \$4,653 and instruct staff to complete the purchasing process. **Motion carries 3-0 R0310292**

**Public Participation in decisions of the Board and allowance of public comment on matters the Commission has jurisdiction, on items not covered by Today's agenda.**

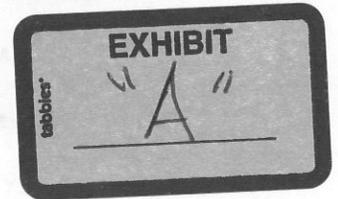
**John Hubbard** 615 7<sup>th</sup> Avenue South approached the podium to share his concerns about not being able to access the road on the other side of Giant Springs so he can fish. Madam Chair Weber informed Mr. Hubbard that the road is not a County road but is managed by NorthWestern Energy and he could contact them. Mr. Hubbard also shared his concerns about his taxes being raised in which Madam Chair Weber stated he could protest them if he chose too. Mr. Hubbard said he is aware of his opportunity to protest his taxes and that he has obtained the forms from the DOR.

**Adjournment:** Madam Chair Weber adjourned this Commission meeting at 10:45 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 that will be held on Wednesday, August 5, 2015, at 2:00 p.m.

**TREASURER'S MONTHLY REPORT-BANK BALANCES, INVESTMENTS, REVENUES AND DISBURSEMENTS**

May 31, 2015



**BANK BALANCES:**

	<b>STATEMENTS</b>
Wells Fargo MAIN ACCOUNT	\$22,891,641.21
US BANK	\$88,244.91
BELT VALLEY BANK	\$5,750.41
TOTAL	<u>\$22,985,636.53</u>

**INVESTMENTS:**

MT Board of Investments - Short Term	
Investment Pool (STIP)	\$16,740,625.50
PIPER JAFFRAY*	<u>\$1,000,000.00</u>
TOTAL	<u>\$17,740,625.50</u>

**G/L BALANCES**

<b>GRAND TOTAL</b>	<u>\$40,726,262.03</u>	<u>\$ 40,964,880.08</u>
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**OTHER BANK BALANCES:**

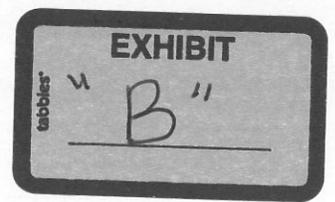
	<b>STATEMENTS</b>
CITY COUNTY HEALTH DEPT	\$1,433.35
COMMUNITY HEALTH CARE	\$283,732.32
EXPO PARK	\$26,801.47
JURY FUND	\$10,849.06
SHERIFF'S PRISONERS FUND	\$30,606.42
SHERIFF'S CANTEEN	\$75.60
SHERIFF'S CIVIL	\$4,449.51
SHERIFF'S EVIDENCE	\$65,746.19
COUNTY ATTORNEY'S RESTITUTION	\$4,209.91
PERS/SRS	\$116,735.25
TOTAL	<u>\$544,639.08</u>

**RECEIPTS:**

MOTOR VEHICLE	\$965,393.44
PROPERTY TAX	\$24,059,033.18
REVENUE RECEIPTS	\$5,892,028.97
TOTAL	<u>\$30,916,455.59</u>

**DISBURSEMENTS: Made in the current month.**

MONTANA MOTOR VEHICLE DIVISION	\$ 706,539.04
MONTANA DEPT. OF REVENUE	\$ 4,321,594.89
CITY OF GREAT FALLS	\$ 8,043,290.26
GREAT FALLS PUBLIC SCHOOLS	\$ 6,937,844.73
MISC. REMITTANCES	\$ 280,175.20
TOTAL	<u>\$ 20,289,444.12</u>



**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY** given that pursuant to Montana Code Annotated Title 7, Chapter 1, Part 2121, the Cascade County Commissioners will hold a public hearing at the Courthouse Annex, located at 325 Second Ave. N., Room 111, Great Falls, Montana, on Tuesday, July 28, 2015, at 9:30 a.m. regarding a special speed limit ordinance of 45 mph on the county roads designated below per MCA 7-5-103.

The area affected will include the following gravel roads inside the following boundaries:

**Beginning at the Town of Fairfield, east on old Highway 89, continuing east on County Line Road to 15<sup>th</sup> Lane Northeast, following Cascade County border north to Highway 431, west on Highway 431 and continuing west on 7<sup>th</sup> Road Northeast, south one mile on 9<sup>th</sup> Lane Northeast, west on 6<sup>th</sup> Road Northeast for two miles, south on 7<sup>th</sup> Lane Northeast one mile, west on 5<sup>th</sup> Road Northeast to Highway 89, then southeast to Fairfield; the point of beginning.**

A person commits the offense of Violating Special Speeds Limits if he/she, while within the zone established above, purposely, knowingly or negligently operates a vehicle in excess of the special speed limit set forth above.

A person convicted under this Ordinance shall be fined in an amount not to exceed \$500 or be imprisoned in the county jail for any term not to exceed six (6) months, or both.

Any interested person may appear and speak for or against this proposed ordinance at the public hearing or submit in writing any comments to the Board of County Commissioners Office, 325 2<sup>nd</sup> Ave N, Great Falls, MT, 59401. The County Commissioners Office may be contacted at (406) 454-6810.

CASCADE COUNTY COMMISSIONERS

/s/ Carey Ann Shannon, Chief Civil Deputy Cascade County Attorney

Publication Dates: Sunday July 12, 2015 and Sunday July 19, 2015