

**REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
PONDERA COUNTY, MONTANA  
Held in April, 2011**

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on April 7, 13, 20 and 27, 2011. Unless indicated, all Commissioners were present.

**APPROACH AGREEMENT APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the Approach Agreement requested by MATL, LLP to encroach upon the Pondera County right-of-way described as Belgian Hill Road in the SW4 of Section 18, T29N, R5W for the purpose of installing an approach on the west side of the road. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**AIRPORT LEASE AGREEMENT WITH STATE OF MONTANA APPROVED** - April 7, 2011

Commissioner Christiaens moved to approve the Lease agreement with the State of Montana on a parcel of land and 120 square foot storage building located at the Pondera County Airport west of Conrad for the annual rental of \$.03 per square foot. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**COOPERATIVE FIRE CONTROL AGREEMENT APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the Cooperative Fire Control Agreement between the State of Montana and Pondera County to work cooperatively in the event of wild fire within the County and on or adjacent to State of Montana land. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**COOPERATIVE EQUIPMENT AGREEMENT APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the Cooperative Equipment Agreement between the State of Montana and Pondera County under which the County agrees to store State of Montana fire fighting equipment if needed. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**FEBRUARY AND MARCH MINUTES APPROVED** - April 7, 2011

Commissioner Christiaens moved to approve the February 2011 and March 2011 Minutes of the Commission. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**NEIGHBORHOOD STABILIZATION PROGRAM DRAW #7 APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the Neighborhood Stabilization Program #MT-NSP-018-01-001C, draw #7 in the amount of \$3,880.51 for additional expenditures at the Brady project and the two projects in Conrad. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**COMMUNITY/SENIOR CENTER CDBG DRAW #2 APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the CDBG grant draw #2 for the Conrad Community/Senior Center in the amount of \$224,697.40. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**COMMUNITY/SENIOR CENTER EECBG DRAW #2 APPROVED** – April 7, 2011

Commissioner Christiaens moved to approve the EECBG grant draw #2 for the Conrad Community/Senior Center in the amount of \$43,273.00. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

**CDBG PROJECT MONITORING REPORT – BRADY WATER & SEWER DISTRICT – RECEIPT ACKNOWLEDGED**- April 7, 2011

The Commissioners were advised by letter from the Montana Department of Commerce that the CDBG Project Monitoring Report for contract #MT-CDBG-08PF-09 for the Pondera County Brady Water & Sewer District Wastewater Treatment and Wastewater Collection Project has met all CDBG requirements. The letter further stated there was evidence of good compliance with all CDBG rules and of progress in achieving the project's goals. There were no findings or concerns.

APPROACH AGREEMENT APPROVED – April 7, 2011

Commissioner Christiaens moved to approve the Approach Agreement requested by Vance Raines to encroach upon the Pondera County right-of-way described as Beaverhead Road in Section 10, T30N, R5W for the purpose of installing an approach on the north side of the road. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

EXTENSION TO USE EXCESS VACATION HOURS APPROVED- April 7, 2011

Commissioner Christiaens moved to allow Ed Erickson additional time in which to use excess vacation hours as he was on vacation when called to duty due to two accidents in the County. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

ABATEMENTS/ADD-ON 890A APPROVED- April 7, 2011

Commissioner Christiaens moved to approve tax abatements/add-on 890A which is an amendment to #890 approved in January, 2011, as follows:

<b>NUMBER</b>	<b>REASON</b>	<b>CANCEL</b>	<b>ADD</b>	<b>PARCEL #</b>
890A	Full cancellation due to market value under minimum	459.29		PP00049200

Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

REVIEW OF ELECTED OFFICIAL BONDS – April 7, 2011

Pursuant to Section 7-4-2213, Montana Code Annotated, the Commissioners reviewed the sufficiency of the official bonds of all county and township officials currently in force. Upon determination that the surety coverage in place by virtue of the County’s blanket bond coverage of \$500,000 per occurrence for all elected officials, Commissioner Christiaens moved to deem the bonds sufficient. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

RURAL FIRE DISTRICT TRUSTEES DECLARED ELECTED BY ACCLAMATION – April 7, 2011

The Rural Fire District Board members are elected to their positions. Montana law provides that if the number of candidates is equal to or less than the number of positions to be elected, the election administrator may cancel the election. In such case, the county governing body shall declare elected by acclamation each candidate who filed a nominating petition for a position. If a nomination is not made for one or more trustee offices, the county governing body shall appoint one or more trustees as necessary to fill those offices. A trustee taking office pursuant to this subsection serves the trustee term of office as if that trustee had been elected. Bert Rigby and William (Bill) Breeding filed Petitions for Nomination. In accordance with Montana statute, Commissioner Christiaens moved to declare Bert Rigby and William (Bill) Breeding elected by acclamation, for a term of three years. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

DATE AND PLACE SET FOR PUBLIC HEARING ON RURAL ADDRESSING FEES- April 13, 2011

The County incurs expenses for mapping and address maintenance when a new address is assigned or an existing rural address is changed. The Commissioners will conduct a public hearing on the issue of assessing a fee to be paid by the affected landowner for the 9-1-1 compliant rural addressing when a new address needs to be assigned or an address needs to be changed to property due to development. Commissioner Christiaens moved to set May 4, 2011 at 10:00 a.m. in the Commissioners’ office as the time and date for a public hearing for the purpose of gaining public input on the proposed fees. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

PERMISSION GRANTED FOR ABSENCE FROM THE STATE BY AN ELECTED OFFICIAL – April 13, 2011

Commissioner Christiaens moved to approve the request of Commissioner Broesder to be absent from the State for more than 14 days. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

MEETING WITH REPRESENTATIVES OF MORRISON-MAIERLE REGARDING INTERNET TECHNOLOGY SUPPORT – April 20, 2011

Martin Burright of Morrison-Maierle Systems Corporation met with the Commissioners regarding a proposal to provide internet technology hardware support for the County. They would work on a come when called, hourly basis with no contact required. They currently provided services to area counties and cities, including the City of Conrad, and are in the area on a routine basis as well as available for emergency services. The Commissioners took the matter under advisement. (Commissioner Broesder absent)

ABATEMENTS/ADD-ON 891 APPROVED- April 20, 2011

Commissioner Christiaens moved to approve tax abatement/add-on #891 as follows:

<b>NUMBER</b>	<b>REASON</b>	<b>CANCEL</b>	<b>ADD</b>	<b>PARCEL #</b>
891	No valuation on tax roll for tax years 2009 and 2010 due to state error		1,269.77	349700

Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

RURAL DEVELOPMENT MEETING AND DISCUSSION – April 20, 2011

Neil C. Doty, President of Building Rural America Through Business Development, met with the commissioners outlining his economic development work and the potential for development in the County. Also present were Sara Converse, Director of Sweet Grass Development, Cheryl Curry, Director of the Pondera Regional Port Authority, Wendy Judisch, Mayor of the City of Conrad and Buck Traxler of The Independent-Observer. . (Commissioner Broesder absent)

GROWTH POLICY CDBG DRAW #1 APPROVED – April 20, 2011

Commissioner Christiaens moved to approve the Draw #1 on the Growth Policy grant through the Community Development Block Grant program of the Montana Department of Commerce in the amount of \$7,500.00. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

SALE OF 1978 CHEVY 1 TON VAN - April 20, 2011

In October of 2010, the 1978 Chevy 1 ton utility Van (old ambulance vehicle) was declared surplus property and offered to the public for purchase. There were no bids received and a private offer was made by Gerald R. Miller. Commissioner Christiaens moved to sell the 1978 Chevy 1 ton van to Gerald R. Miller for the sum of \$750.00. Commissioner Johnson seconded; motion carried. (Commissioner Broesder absent)

MEMORANDUM OF UNDERSTANDING WITH TOWN OF VALIER APPROVED – April 27, 2011

The Commissioners and John Stokes, County Road Ssupervisor, met with Valier Mayor, Mckenzie A. Graye, Roger Skogen of the Valier Public Works Department, and Paul Montgomery of Anderson Montgomery Consulting Engineers of Helena regarding the proposed drilling of a water well within the town limits but on County-owned property. Discussion was of possible sites for well(s) and the pros and cons of each location. Mayor Graye also presented a proposed Memorandum of Understanding for consideration by the commission.

Commissioner Christiaens moved to approve the Memorandum of Understanding, pending approval by the County Attorney and FAA engineer, to set the arrangement for future cooperation between Pondera County and the town of Valier regarding the drilling of a water well within the Town of Valier limits on Pondera County owned property. Additionally, the Town of Valier would like permission to explore and drill for water on either of two sites located on the east side of the Town or southeast side of the Town on land owned by Pondera County. In the event that potable water is found by the Town of Valier, both parties will consummate the appropriate legal agreements allowing the Town to have a production well and use the water found. Commissioner Broesder seconded; motion carried.

ABATEMENTS/ADD-ON 892 APPROVED- April 27, 2011

Commissioner Christiaens moved to approve tax abatement/add-on #892 as follows:

<b>NUMBER</b>	<b>REASON</b>	<b>CANCEL</b>	<b>ADD</b>	<b>PARCEL #</b>
892	Duplicate taxation on parcel	131.73	120.29	2008200

Commissioner Broesder seconded; motion carried.

REQUEST APPROVED FOR USE OF COUNTY'S FAA ALLOCATION- April 27, 2011

Pondera County receives an allocation from the federal aviation administration that can be used for capital improvements on the Conrad Airport. Pondera County is not scheduled for improvements until 2013 and has banked its funds until such time as they are needed. The Conrad Airport will lose access to the 2008 funds if not used or transferred temporarily to another airport. The City of Livingston and Park County have requested the County loan 3 years worth of non-primary entitlements to the Livingston Airport, to be paid back in a timely manner prior to the need of Pondera County. Commissioner Broesder moved to loan 3 years of the County's non-primary entitlements to the City of Livingston and Park County, to be paid back for use by Pondera County when its capital improvement opportunities arise. Commissioner Christiaens seconded; motion carried.

PONDERA SHOOTING SPORTS BUILDING REMOVED FROM COUNTY'S LIABILITY INSURANCE POLICY- April 27, 2011

The Commissioners have been advised by Northern Montana Insurance Services that since the County has no ownership interest in the building owned by the Pondera Shooting Sports the building cannot be covered under the County's liability policy as previously allowed. The building has been deleted from the County's policy and the Pondera Shooting Sports organization has been notified.

TREASURER'S SECURITY REPORT PRESENTED- April 27, 2011

April 26, 2011

Pondera County Commissioners  
20 4<sup>th</sup> Ave SW  
Conrad, MT 59425

Dear Commissioners,

The following are the investments as of March 31, 2011

STIP \$2338.05 @.3008342%

STOCKMAN BANK

COUNTY REPURCHASE \$6,654,064.13 @.65 Collateralized by the following

DESCRIPTION	CUSIP #	MARKET VALUE PAR AMOUNT	AMT OF USED MATURITY DATE	SECURITY % COUPON RATE
GNMA 2009-58 BF	38375DZ92	\$3,706,905.38 \$3,686,445.60	\$904,125.69 06/20/2039	24.3903 % 1.0725 %
FHR 3186 FP	31396UKG4	\$4,102,406.20 \$4,095,730.16	\$4,102,406.20 07/15/2036	100.0000 % .7228 %
FHLMC 3587-FB	31398KD49	\$6,454,523.33 \$6,422,283.40	\$1,962,468.11 02/15/2036	30.4045 % 1.0227 %
TOTAL MARKET VALUE.....		\$14,263,834.91		
TOTAL COLLATERAL VALUE...		\$6,969,000.00		
INTEREST RATE.....		.6500 %		

Stockman Banks Accounts totaling \$749,005.29

3133XF5T9 \$1,045,000.00 FHLB 2000476 5.00% Matures 9-9-11

	Cusip #	
RBC WEALTH	3133XXTX5	\$250,000.00 @1.500% due 10/19/2012
	3133XYDB8	\$250,000.00 @2.14% due 11/20/2013
	3135G0AB9	\$200,000.00 @1.75% due 7/14/2014
	3134GI3J1	\$150,000.00 @1.7% due 8/22/2014
	3136FRAW3	\$200,000.00 @2.0 due 11/18/2014
	3136FP4Y0	\$250,000.00 @1.500% due 2/18/2015
	3136FMM50	\$200,000.00 @ 2.00% due 7/7/2015
	3133XYX7	\$200,000.00 @1.500% due 7/22/2015

313371NL6      \$200,000.00 @1.00% due 11/25/2015  
 3136FPF51      \$300,000.00 @1.625% due 12/16/2015

**NOTIFICATION OF AWARD OF RECYCLING GRANT- April 27, 2011**

The Commissioners have been notified that the “Hub and Spoke” recycling grant has been approved. The actual award will be received at a later date, but Conrad will receive \$25,000, Shelby \$25,000 and the Northern Montana Joint Refuse Disposal District will receive \$50,000 for the purchase of equipment. DES Director, LeAnn Hermance, and Sanitarian, Corrine Rose, completed the grant application for this project.

<i><b>FUND</b></i>	<i><b>AMOUNT</b></i>
GENERAL	\$ 28,400.31
ROAD	25,097.17
BRIDGE	1,655.16
WEED	709.16
COUNTY FAIR	60.44
AIRPORT	297.27
AMBULANCE	209.79
EXTENSION SERVICE	4,631.38
PUBLIC SAFETY (LAW ENFORCEMENT)	9,895.94
HEALTH INSURANCE - EMPLOYER CONTRIBUTION	745.04
RECORDS PRESERVATION	240.65
BRADY LIGHTS MAINTENANCE	318.31
DUI PREVENTION	2,507.78
GAS APPORTIONMENT TAX	3,857.90
NOXIOUS WEED GRANTS	1,415.00
911 EMERGENCY	4,354.44
LAND USE PLANNING	580.00
VICTIM & WITNESS ADVOCATE	406.00
HOMELAND SECURITY EOP GRANT	2,650.13
FEMA PDA GRANT	223.20
CDBG - GROWTH POLICY	2,865.28
CDBG - COMMUNITY CENTER	135,133.70
BUCKLE UP MT	94.00
DES GRANTS	480.86
BREAST & CERVICAL SCREENING	1.05
WIC GRANT	909.81
MATERNAL CHILD HEALTH	215.45
IMMUNIZATION ACTION PROGRAM	44.00
TOBACCO USE PREVENTION GRANT	302.60
NAPA GRANT	1,605.33
ARRA ENERGY GRANT - COMMUNITY CENTER	27,011.00
PUBLIC SAFETY CAPITAL IMPROVEMENT	754.29
REFUND FUND	892.24
TOTAL CLAIMS	\$ 258,564.68
TOTAL PAYROLL	181,768.45
TOTAL CLAIMS AND PAYROLL FUNDS	<u>440,333.13</u>

**CLOSING REMARKS**

Each Commissioner was in attendance or attending meetings both during the day or evening – 20 days. Meetings were held during the month with various citizens, taxpayers, vendors, board members and employees.

**ADJOURNMENT**

The meeting adjourned at 5:00 p.m. on April 30, 2011.

\_\_\_\_\_  
 CHAIRMAN, BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
 SECRETARY, BOARD OF COUNTY COMMISSIONERS  
 PONDERA COUNTY, MONTANA