

**REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS
PONDERA COUNTY, MONTANA
Held in June, 2012**

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on June 6, 13, 20 and 28, 2012. Unless indicated, all Commissioners were present.

**PRELIMINARY PLAT APPROVAL FOR THE BELLAMY MINOR SUBDIVISION
APPROVED- June 6, 2012**

Commissioner Broesder moved to approve the Preliminary Plat for the Bellamy Minor Subdivision. Commissioner Christiaens seconded; motion carried.

**BEFORE THE
PONDERA COUNTY COMMISSION
PONDERA COUNTY, MONTANA**

IN THE MATTER OF THE APPLICATION OF CHERYL TORNGA PRELIMINARY PLAT APPROVAL FOR THE BELLAMY MINOR SUBDIVISION	<u>FINDINGS OF FACT AND ORDER</u>
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PURSUANT to the Montana Subdivision and Platting Act, Section 76-3-101 through 76-3-614, Montana Codes Annotated, and the Pondera County Subdivision Regulations, the Pondera County Commission (Commission) reviewed the proposed preliminary plat for a low impact minor subdivision, "Bellamy Minor Subdivision", as submitted by the applicant together with the required supplementary information, to determine if the information submitted meets the requirements of the Montana Subdivision and Platting Act and the Pondera County Subdivision Regulations. The Commission considered the subdivision administrator's recommended written Findings of Fact pursuant to 76-3-608 MCA, submitted June 6, 2012.

THEREFORE, with completion of the review, the Commission being fully advised of all matter presented to it regarding this application makes the following Findings of Fact:

FINDINGS OF FACT

I.

The final application and plat for preliminary plat approval was submitted on May 24, 2012. On June 6, 2012, the Pondera County subdivision administrator submitted review recommendations for the Commission.

II.

The Commission found that the property consists of 12.27 acres (Tract 1) and remaining surrounding dry land farm ground of approximately 768 acres. The property is described as being in the N1/2 of the NE1/4 of Section 23, Township 28 North, Range 2 West, P.M.M., Pondera County, Montana. In general, the property is located approximately 5-1/2 miles east of Conrad at 5984 Sollid Road (MT Highway 218).

III.

The Commission found the subdivision would create one (1) residential lot (proposed Tract 1) currently used for that purpose and one (1) lot planned for continued farming practices. Proposed Tract 1 was found to be developed with a house, garage and outbuildings.

IV.

The Commission evaluated the physical and natural characteristics of the property and found the proposed subdivision would not have adverse effects on the natural environment.

V.

The Commission found that property owners will be responsible for weed management.

VI.

The Commission found that access to the subdivision is provided by existing accesses from Sollid Road.

VII.

The Commission found that domestic water supply is served by an existing cistern with water hauled from the town of Conrad and wastewater disposal is served by an existing septic system.

IX.

In accordance with Section 76-3-608 M.C.A., the Commission weighed the following criteria as a basis of approval, conditional approval, or disapproval of the Bellamy Minor Subdivision, and found as follows:

1. Primary Criteria:

Agriculture: The proposed subdivision property has been utilized as farm land and one single family residence. No change in use is planned.

Agricultural Water User Facilities: Applicant states that there are no agricultural water user facilities within the proposed subdivision.

Local Services:

Fire Protection. The proposed subdivision is served by the Pondera County Rural Fire Department.

Law Enforcement. Law enforcement is provided by the Pondera County Sheriff's Department.

Emergency Medical. Emergency medical service is provided by the Pondera Medical Center.

Natural Environment: The Commission determined the subdivision would not create any adverse impacts on the natural environment.

Wildlife: The Commission determined the subdivision would not create any adverse impacts on area wildlife.

Wildlife Habitat: The Commission determined the subdivision would not create any adverse impacts on area wildlife and wildlife habitat.

Public Health and Safety: Fire and emergency services have been addressed. The Commission found the subdivision does not appear to be subject to potential man-made hazards such as high voltage power lines, high pressure gas lines, nearby industrial or mining activities, or high traffic volumes, etc.

- 2. Compliance with the survey requirements of the Montana Subdivision and Platting Act:** The subdivision final plat must meet the requirements of the Montana Subdivision and Platting Act.
- 3. Compliance with local subdivision regulation and review process of the regulations:** The commission found the subdivision complies with the Pondera County Subdivision Regulations.
- 4. The provision of easements for the location and installation of any utilities:** The Commission found that there are no new utilities being installed that require new easements.
- 5. The provision of legal and physical access to each parcel within the subdivision:** The Commission found legal and physical access is provided to the property from Sollid Road.

XI.

The Commission found the preliminary plat application mitigated all impact on the primary review criteria of the Montana Subdivision and Platting Act, with suggested conditions. They also found the proposed subdivision complied with the design standards of the Pondera County Subdivision Regulations.

Commissioner Broesder moved to approve the Preliminary Plat for the Bellamy Minor Subdivision. Commissioner Christiaens seconded; motion carried.

ORDER

IT IS HEREBY ORDERED that the preliminary plat for the Bellamy Minor Subdivision is approved, subject to the conditions listed below. Final plat approval shall be contingent upon completion and compliance with these conditions:

1. A certificate of a title abstractor showing the names of the owners of record of the land to be subdivided and the names of any lien holders or claimants of record against the land and the written consent to the subdivision by the owners of the land, if other than the subdivider, and any lien holders or claimants of record against the land must appear on the face of or accompany the approved final plat when it is presented to the County Clerk and Recorder for filing. The Certificate of Abstract must be dated not more than 30 days from the application date.

Preliminary plat approval of the Bellamy Minor Subdivision shall be in force for two (2) calendar years. At the end of this period the governing body may, at the request of the applicant, extend its approval for no more than three calendar years. The governing body may, however, extend its approval for a period of more than three years if that approval period is included as a specific condition of a written subdivision improvements agreement between the governing body and the subdivider (Section II.C.4).

A party, as defined by 76-3-625 M.C.A., who is aggrieved by a decision of the Commission may, within thirty (30) days after this decision, appeal to the Pondera County district court.

DATED this 6th day of June, 2012.

PONDERA COUNTY COMMISSION

/s/ Cynthia A. Johnson
Cynthia A. Johnson, Chairman

/s/ Sandra J. Broesder
Sandra J. Broesder, Member

ATTEST:

/s/ Janice Hoppes
Janice Hoppes, Clerk & Recorder

/s/ Joseph Christiaens
Joseph Christiaens, Member

MEMORANDUM OF UNDERSTANDING APPROVED BETWEEN PONDERA REGIONAL PORT AUTHORITY AND SWEETGRASS DEVELOPMENT – June 6, 2012

The Pondera Regional Port Authority and Sweetgrass Development have entered into a partnership for services and one criteria of the agreement is that the Board of County Commissioners approve the Memorandum of Understanding in order that the partnership is validated.

Commissioner Broesder moved to approve the Memorandum of Understanding between the Pondera Regional Port Authority and Sweetgrass Development. Commissioner Christiaens seconded; motion carried.

EXCAVATION AGREEMENT APPROVED- June 13, 2012

Commissioner Broesder moved to approve the Excavation Agreement requested by 3 Rivers Communications to engage in excavation on and under Beaverhead Rd in Section 15, T30N, R5W for the purpose of installing a fiber optic telephone cable for service area up-grade.

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

ENCROACHMENT AGREEMENT APPROVED- June 13, 2012

Commissioner Broesder moved to approve the Encroachment Agreement requested by Mike Koenig to encroach upon the county right-of-way to upgrade an approach (with 18" culvert) on the south side of Midway West Road, ¾ mile east of Healy Spring Road, and ¼ mile east of the railroad crossing on Midway West Road for the purpose of installing a power line by MATL.

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

INTERGOVERNMENTAL TRANSFER FOR PONDERA MEDICAL CENTER APPROVED – June 13, 2012

Commissioner Broesder moved to approve the State of Montana Intergovernmental Agreement for the Transfer of Monies to the State, Fiscal Year 2012.

Under this agreement, Pondera Medical Center will receive a lump sum payment of Medicaid monies for "at risk" county affiliated nursing facilities in the amount of \$671,459.64 from the Montana Department of Health and Human Services. Prior to the PMC receiving the payment, the county agrees to pay the matching funds amount of \$448,372.24. Pondera Medical Center provides the matching money to the county which, in turn, will provide the State of Montana with a county warrant the amount of the matching funds. Commissioner Christiaens seconded; motion carried. (Commissioner Johnson absent)

HOMELAND SECURITY 2010 NARROWBAND EQUIPMENT GRANT APPROVED
- June 13, 2012

Commissioner Broesder moved to approve the Award letter for the federal Homeland Security FFY2010 Narrowband grant in the amount of \$32,767. The grant funds will be used to upgrade the wide band repeater and base station consolette into compliance with the Federal Communications Commission narrowbanding mandate. Commissioner Christiaens seconded; motion carried. (Commissioner Johnson absent)

POST-ELECTION AUDIT COMMITTEE MEMBERS APPOINTED – June 13, 2012

Commissioner Broesder moved to appoint Jeanne Moon, Cheryl Curry and LeAnn Hermance to the Post Election Audit Committee. Commissioner Christiaens seconded; motion carried. (Commissioner Johnson absent)

COUNTY COMPENSATION BOARD WORK MEETING CONDUCTED – June 13, 2012

Attending: Commissioners Broesder and Christiaens, Clerk and Recorder Hoppes, Sheriff Tom Kuka, Treasurer Jeanne Moon, County Attorney, Mary Ann Ries and citizen members, Dan Majerus and John McFarland. Also attending were LeAnn Hermance, Cynthia Grubb and Buck Traxler, Editor of The Independent-Observer.

Pursuant to 7-4-2503(4), Montana Code Annotated, county governments are required to appoint a county compensation board to prepare a compensation schedule for the elected county officials for the succeeding fiscal year. Also, in accordance with 7-4-2503(4), the Clerk and Recorder prepared and presented a worksheet showing salary comparisons to other counties as well as the City of Conrad and the Clerk of the Conrad School District and other demographics of the counties. The Board reviewed the worksheet and discussed other economic factors in the county. Also discussed was the county contribution to employees' health insurance premium and the potential for a permissive levy if the County were to increase its contribution to the employee's health insurance coverage, as well as the potential for non-tax revenue. The cost-of-living adjustment (COLA) for governments has been set at 3.2% for fiscal year 2012-13. The County will see a decrease in the experience factor of the workers' compensation insurance rates but employees will see an increase in their portion of the health insurance premium. If wages are frozen, the sheriff's deputies will not see an increase in their wage nor longevity and fiscal year 2012-13 will not count toward their years in calculating future longevity. The Clerk and Recorder and Treasurer each requested the additional compensation allowed for their positions.

McFarland moved to recommend up to a 2.5% increase in the elected official salary as well as payment of \$2,000 each to the Clerk and Recorder and Treasurer as allowed in Montana statute. Majerus seconded; motion carried. (Commissioner Johnson absent)

The public hearing on this item has been set and noticed for Wednesday, June 20, 2012 at 10:00 a.m. in the Commissioner office.

PONDERA MEDICAL CENTER BOARD MEMBERS RE-APPOINTED – June 13, 2012

Commissioner Broesder moved to re-appoint Jaynie Gollehon and Karla Styren to the Pondera Medical Center Board of Directors, each for a three year term, beginning July 1, 2012. Commissioner Christiaens seconded; motion carried. (Commissioner Johnson absent)

HEARING CONDUCTED – COUNTY COMPENSATION BOARD – June 20, 2012

Attending: Commissioners Broesder, Johnson and Christiaens, Clerk and Recorder Hoppes, Cheryl Grescyk, Deputy Clerk of Court, Audrey Brown, Justice of the Peace, and Buck Traxler, Editor of The Independent-Observer.

The notice of the hearing was published in The Independent-Observer and The Valerian in the June 7 and 14, 2012 issues.

Commission Chair Johnson opened the hearing at 10:10 a.m. Commissioner Johnson stated County Compensation Board's recommendation was to pay a cost-of-living adjustment to the elected official of up to a 2.5% as well as payment of \$2,000 each to the Clerk and Recorder and Treasurer as allowed in Montana statute.

There was some discussion among the commissioners of granting the COLA recommendation and/or increasing the county portion of the employees group health insurance premiums. Commissioner Christiaens stated his preference was for the COLA increase rather than an increase in the county contribution benefit. Grescyk commented that not all employees are on the group health insurance plan so an increase only to the county contribution would not affect all employees. Also, Grescyk asked if any COLA would be retro-active to July 1st if action is not finalized until after the July payroll. Commissioner Broesder stated that would be considered and answered when a decision is made.

Commissioner Christiaens moved to take the matter under advisement until after budget worksheets are in and the commissioners have had the opportunity to review budgets with the Department Heads. Commissioner Broesder seconded; motion carried.

Commission Chair Johnson closed the hearing at 10:21 a.m.

RESOLUTION #37 – 2011/12 – AMENDING COUNTY HOSPITAL FUND – ADOPTED- June 20, 2012

PONDERA COUNTY MONTANA
RESOLUTION #37 - 2011/12
AUTHORIZING BUDGET AMENDMENTS TO
COUNTY HOSPITAL FUND

WHEREAS the Montana Code Annotated, Section 7-6-4006, grants the Board of County Commissioners the power and authority to amend the budget during the fiscal year by conducting public hearings at regularly scheduled meetings; and

WHEREAS the State of Montana Department of Public Health and Human Services has notified Pondera County of the availability of fiscal year 2012 Intergovernmental Transfer (IGT) funds in the amount of \$671,459.64 for the benefit of Pondera Medical Center as the result of Medicaid audit for "at risk" county affiliated nursing facilities; and

WHEREAS, upon receipt of a Pondera County warrant in the amount of \$448,372.24 (matching funds), Pondera Medical Center will receive, from the State of Montana Department of Public Health and Human Services, a check in the amount of \$671,459.64 for said IGT payment; and

WHEREAS the Pondera County Commissioners conducted a hearing at their regularly scheduled meeting on June 20, 2012 and there were no objections; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the budget for Fund 2235 (County Hospital and Nursing Home Fund) to be amended as follows:

Revenue	Description	Prior Amount	New Amount
2235-362025	Miscellaneous Revenue	\$225,000	\$448,373
Expenditures	Description	Prior Amount	New Amount
2235-402-440210-351	Medical & Dental Svc	\$ 225,000	\$ 448,373

Adopted this 20th day of June, 2012 as moved by Commissioner Christiaens, seconded by Commissioner Broesder, and passed on a unanimous vote of the full board. Effective on passage and approval.

PONDERA COUNTY COMMISSIONERS

Pondera County, Montana

 /s/ Cynthia A. Johnson

Cynthia A. Johnson, Chairman

ATTEST:

 /s/ Janice Hoppes

Janice Hoppes, Clerk & Recorder

 /s/ Sandra J. Broesder

Sandra J. Broesder, Member

 /s/ Joseph Christiaens

Joseph Christiaens, Member

TAX ABATEMENTS/ADD-ONS 921-925 APPROVED- June 20, 2012

Commissioner Christiaens moved to approve tax abatement/add-ons 921-925 as follows:

NUMBER	REASON	CANCEL	ADD-ON	PARCEL #
921	Heavy equipment value incorrect	756.41	0	1025600
922	Penalty added in error	48.48	0	1100460
923	Corrected bill as a result of personal property audit	2,131.70	0	1046700
924	New Bill		1,003.59	1399100
925	New Bill		1,560.47	1399200

Commissioner Broesder seconded; motion carried.

AMENDMENT TO WIC PROGRAM SUBCONTRACTOR AGREEMENT APPROVED - June 20, 2012

Commissioner Broesder moved to approve the Amendment to WIC Program Subcontractor Agreement to a June 30, 2012 ending date and amending the compensation awarded through that end date to \$15,416.48. Commissioner Christiaens seconded; motion carried.

RESOLUTION #38- 2011/12 – AMENDING WOMEN, INFANTS AND CHILDREN (WIC) FUND – ADOPTED- June 20, 2012

PONDERA COUNTY MONTANA

RESOLUTION #38 - 2011/12

AUTHORIZING BUDGET AMENDMENTS – WOMEN, INFANTS AND CHILDREN PROGRAM GRANT

WHEREAS the Montana Code Annotated, Section 7-6-4006, grants the Board of County Commissioners the power and authority to amend the budget during the fiscal year by conducting public hearings at regularly scheduled meetings and to appropriate money received from the federal or state government, regardless of the time the money is received; and

WHEREAS the State of Montana Department of Public Health and Human Services has notified Pondera County of grant funds for program year 2012 will be reduced to \$15,416.48 through June 30, 2012 and the program year will change, effective July 1, 2012, to the State of Montana fiscal year under the Women, Infants and Children Grant Program (WIC), and the Health Department will incur expenditures for said purpose not to exceed such funds to be paid from the revenue received; and

WHEREAS the Pondera County Commissioners conducted a hearing at their regularly scheduled meeting on June 20, 2012 and there were no objections; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the budget for Fund 2971, Women, Infants and Children (WIC) Program Grant, be amended to show the receipt and expenditures, as follows:

Revenue	Description	Prior Amount	New Amount
2971-331141	WIC Grant	\$ 29,082.00	\$ 15,147.00

Expenditure	Description	Prior Amount	New Amount
2971-401-440171	110 Salaries & Wages	\$ 14,371.00	\$ 9,914.92
2971-401-440171	140 County Contributions	1,286.00	1,706.46
2971-401-440171	210 Supplies	300.00	1,088.81
2971-401-440171	311 Postage	140.00	3.37
2971-401-440171	332 Ads/Dues/Subscriptions	115.00	75.00
2971-401-440171	345 Telephone	535.00	724.45
2971-401-440171	368 Housekeeping	90.00	30.00
2971-401-440171	370 Travel & Per Diem	1,000.00	0.00
2971-401-440171	382 Nutrition Education	680.00	623.47

2971-401-440171	383	Breast Feeding Education	605.00	275.00
2971-401-440171	398	Contract Services	1,500.00	340.00
2971-401-440171	530	Rent	660.00	635.00
			\$ 21,282.00	\$ 15,416.48

Adopted this 20th day of June, 2012 as moved by Commissioner Broesder, seconded by Commissioner Christiaens, and passed on a unanimous vote of the full board. Effective on passage and approval.

PONDERA COUNTY COMMISSIONERS

Pondera County, Montana

/s/ Cynthia A. Johnson

Cynthia A. Johnson, Chairman

ATTEST:

/s/ Janice Hoppes

Janice Hoppes, Clerk & Recorder

/s/ Sandra J. Broesder

Sandra J. Broesder, Member

/s/ Joseph Christiaens

Joseph Christiaens, Member

YEARLY RIGHT-OF-WAY FORAGE REMOVAL AGREEMENT APPROVED– June 20, 2012

Commissioner Christiaens moved to approve the following forage removal agreement:

<u>APPLICANT</u>	<u>ROAD AFFECTED</u>	
Raymond Nicklaus	Trunk Butte Rd (Valier) from Bullhead Rd to Sunshine Rd	North and south sides

Commissioner Broesder seconded; motion carried.

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TASK ORDER FOR IMMUNIZATION PROGRAM GRANT APPROVED – June 20, 2012

Commissioner Broesder moved to approve Task Order 13-07-4-31-034-0 to the Master Contract that covers the period of July 1, 2012 through June 30, 2019 for the Immunization Action Program (IAP) . The County will receive \$1,958.00 for fiscal year 2012-13 for immunization services. Commissioner Christiaens seconded; motion carried.

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TASK ORDER FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS & TRAINING GRANT APPROVED – June 20, 2012

Commissioner Broesder moved to approve Task Order 13-07-6-11-038-0 to the Master Contract that covers the period of July 1, 2012 through June 30, 2019 for the Public Health Emergency Preparedness & Training Grant (EP). The County will receive \$36,783.00 for fiscal year 2012-13 for health emergency preparedness and training. Commissioner Christiaens seconded; motion carried.

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TASK ORDER FOR MONTANA NUTRITION AND PHYSICAL ACTIVITY PROGRAM GRANT APPROVED – June 20, 2012

Commissioner Broesder moved to approve Task Order 13-07-3-01-099-0 to the Master Contract that covers the period of July 1, 2012 through June 30, 2019 for the Montana Nutrition and Physical Activity Program Grant (NAPA). The County will receive \$15,000.00 for fiscal year 2012-13 for nutrition and physical activity and workplace wellness services. Commissioner Christiaens seconded; motion carried.

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TASK ORDER FOR MATERNAL AND CHILD HEALTH BLOCK GRANT PROGRAM (MCH) APPROVED – June 20, 2012

Commissioner Broesder moved to approve Task Order 13-07-5-01-037-0 to the Master Contract that covers the period of July 1, 2012 through June 30, 2019 for the Maternal and Child Health Block Grant Program Grant (MCH). The County will receive \$7,958.00 for fiscal year 2012-13 for maternal and child health services. Commissioner Christiaens seconded; motion carried.

CANVASS OF PRIMARY ELECTION APPROVED - June 20, 2012

Commissioner Christiaens moved to approve the June 19, 2012 canvass of the June 5, 2012 primary election by conducted Commissioner Christiaens, Sheriff Thomas A. Kuka, and Justice of the Peace, Audrey Brown, and to direct the Clerk and Recorder to enter the official results in the records of the County. Commissioner Broesder seconded; motion carried.

ENCROACHMENT AGREEMENT APPROVED- June 20, 2012

Commissioner Christiaens moved to approve the Encroachment Agreement requested by MacDonald Heating and Cooling to encroach upon the county right-of-way to at 2046 Prairie View Road for placement of a 6" wide trench, 4' deep to install a new geothermal system. The trench will run perpendicular to Prairie View Road, loop location west side and house location on east side.

Commissioner Broesder seconded; motion carried.

HEARING CONDUCTED – PERMISSIVE MILL LEVY FOR MEDICAL INSURANCE PREMIUMS – June 20, 2012

Attending: Commissioners Broesder, Johnson and Christiaens, Clerk and Recorder Hoppes, Mary Ann Ries, County Attorney, Jaynie Gollehon, Deputy Clerk and Recorder, Cheryl Grescyk, Deputy Clerk of Court, and Buck Traxler, Editor of The Independent-Observer.

The notice of the hearing was published in The Independent-Observer and The Valerian in the June 7 and 14, 2012 issues.

Commission Chair Johnson opened the hearing at 5:30 p.m. and stated the purpose of the hearing was to hear public comment on a proposed permissive levy to fund a possible increase in the county's contribution toward employees' health insurance premium. A permissive levy for this sole purpose is allowed under Montana statute and is not voted on as are other levy requests. Currently, the county pays \$300 toward a full-time employee's health insurance premium and the employee pays the remainder. The total premium for employee coverage will be \$450.42 beginning July 1, 2012 and the permissive levy is proposed as a means to fund an additional amount up to \$150.42 of the premium portion paid by the county. Johnson further stated the county is considering this levy because increasing the county portion of the health insurance premium does not have incidental impacts of a wage increase such as payroll taxes, retirement contribution amounts, etc. In addition, statute provides revenue source (the permissive levy)

The anticipated cost to the taxpayer having a residence with a market value of \$100,000 would be \$6.54 for tax year 2012, \$6.15 for tax year 2013 and \$5.81 for tax year 2014 and beyond.

The commissioners are anticipating the county may lose skilled employees should oil and gas activity develop in the county. The county would like to bring the county contribution to health insurance premium and/or wages more into line with other counties in the area. The county would like to keep our employees and this levy would allow the county to move closer to that end.

The commissioners did receive one phone call regarding the permissive levy. The caller commented that when looked at with the passage of voted levies this levy would not be the only one out there and even though each is only a few dollars those few dollars add up. The caller asked when this will all end.

Commissioner Christiaens commented he would like to see a compromise with a bit of a cost-of-living increase in wages and a bit additional paid to toward the employees' health insurance premium. Commissioner Broesder expressed agreement with Christiaens' comment.

At the end of discussion, Commissioner Broesder moved to take the matter under advisement. Commissioner Christiaens seconded; motion carried.

DEEDS TO BRADY COUNTY WATER AND SEWER DISTRICT APPROVED – June 28, 2012

Several years ago Pondera County turned over ownership and responsibility for the lagoon property outside Brady to the Brady County Water District. At that time, deeds were not prepared to transfer the title. County Attorney, Mary Ann Ries, drafted quit claim deeds to the property from the County to the Brady County Water and Sewer District. Commissioner Christiaens moved to approve the Quit Claim Deeds.

Commissioner Broesder seconded; motion carried. Also attending: Cheryl Gresczyk and Buck Traxler

DATE, TIME AND PLACE SET FOR PUBLIC HEARING REGARDING PROPOSAL TO MAKE JUSTICE OF THE PEACE A FULL TIME POSITION– June 28, 2012

The Commissioners have discussed the possibility of increasing the hours of the Justice of the Peace to a full-time position. Commissioner Broesder moved to set Wednesday, July 25, 2012 at 10:00 a.m.in the Commissioners’ office of the Pondera County Courthouse as the date, time and place for a public hearing on the proposal to increase the hours of the Justice of the Peace to a full-time position. Commissioner Christiaens seconded; motion carried. Cheryl Gresczyk and Buck Traxler

AGENT APPOINTMENT FOR MACo WORKERS’ COMPENSATION TRUST APPROVED – June 28, 2012

Commissioner Christiaens moved to appoint Pat Greany (or his successor or representative) and Northern Montana Insurance Services as the local agent for the purpose of providing loss control and claims services in coordination with and approval of MACo (Montana Association of Counties) Loss Control (Workers’ Compensation Trust) for Pondera County. Commissioner Broesder seconded; motion carried. Cheryl Gresczyk and Buck Traxler

YEARLY RIGHT-OF-WAY FORAGE REMOVAL AGREEMENT APPROVED– June 28, 2012

Commissioner Christiaens moved to approve the following forage removal agreements:

<u>APPLICANT</u>	<u>ROAD AFFECTED</u>	
Raymond &/or Kevin Moritz	Old Shelby Rd Prospector Rd Hovde Rd Primrose Rd Pondera Coulee Road Kelly Rd	east/west sides - 3 miles north/south sides – 2 miles north/south sides – 1 mile east/west sides - 2 miles north/south sides – 2 miles east/west sides - 1 mile (start and end points of miles need to be identified)
Wylie Gustafson	Furlough Road	east/west sides (start and end points of miles need to be identified)
Ray Denney	Pondera Coulee Rd between Moulton School Rd & Price Rd	north and south sides
Leonard Wilke	Wingina to Sullivan Bridge Rd Mallard Springs Rd	both sides both sides

Commissioner Broesder seconded; motion carried. Cheryl Gresczyk and Buck Traxler

ENCROACHMENT AGREEMENT APPROVED- June 28, 2012

Commissioner Christiaens moved to approve the Encroachment Agreement requested by New Miami Colony to encroach upon the county right-of-way to at East Lake Road (T28N, R5W, Section 21) for placement of an oil and water trenching pipeline (no culvert required). The trench will run perpendicular to Prairie View Road, loop location west side and house location on east side. Commissioner Broesder seconded; motion carried. Cheryl Gresczyk and Buck Traxler

EMERGENCY MANAGEMENT PERFORMANCE GRANTS’ SCOPE OF WORK APPROVED– June 28, 2012

Commissioner Christiaens moved to approve the Emergency Management Performance Grant Scope of Work with the Federal and State cost-share grants. Commissioner Broesder seconded; motion carried. Cheryl Gresczyk and Buck Traxler

AMENDMENT TO INITIAL ENROLLMENT OPPORTUNITY PORTION OF THE COUNTY’S GROUP HEALTH INSURANCE POLICY APPROVED – June 28, 2012

The County’s group health insurance policy provides for an initial enrollment period of the date of hire of the employee. Commissioner Broesder moved to amend the

eligibility requirements for employee coverage - initial enrollment portion of the policy to provide new employees with dual opportunities for initial enrollment, one being the date of hire of the employee and the other being upon completion of the probationary period of the employee. The employee may choose either of these opportunities. Commissioner Christiaens seconded; motion carried. Cheryl Gresczyk and Buck Traxler

NO MEETING JULY 4, 2012 DUE TO INDEPENDENCE DAY HOLIDAY. THE REGULAR MEETING FOR THE WEEK OF JULY 1, 2012 WILL BE HELD AT 10:00 A.M., THURSDAY, JULY 5, 2012.

CLAIMS APPROVED FOR PAYMENT - June 30, 2012

<i>FUND</i>	<i>AMOUNT</i>
GENERAL	\$ 34,415.94
ROAD	49,331.17
BRIDGE	13,678.41
WEED	10,370.21
PREDATORY ANIMAL	1,252.00
COUNTY FAIR	188.53
AIRPORT	381.67
LIBRARIES	76,614.51
AMBULANCE	6,954.15
COUNTY HOSPITAL & NURSING HOME	490,872.24
EMERGENCY SNOW REMOVAL	11,375.58
SENIOR CITIZENS	12,000.00
EXTENSION SERVICE	10,898.51
PUBLIC SAFETY (LAW ENFORCEMENT)	15,845.94
HEALTH INSURANCE - EMPLOYER CONTRIBUTION	1,193.38
BRADY LIGHTS MAINTENANCE	631.87
DUI PREVENTION	417.67
GAS APPORTIONMENT TAX	14,672.00
JUNK VEHICLE	4,380.75
NOXIOUS WEED GRANTS	8,955.87
911 EMERGENCY	21,845.24
LAND USE PLANNING	150.00
BUCKLE UP MT	219.65
EMERGENCY PREPAREDNESS GRANTS	378.20
LEAD POISONING HEALTHY CHILD GRANT	2,178.93
BREAST & CERVICAL SCREENING	25.00
WIC GRANT	486.12
MATERNAL CHILD HEALTH	783.71
IMMUNIZATION ACTION PROGRAM	581.20
TOBACCO USE PREVENTION GRANT	145.98
NAPA GRANT	75.00
ARRA HUB & SPOKE DEQ GRANT	1,729.35
DEBT SERVICE HOSPITAL 95	300.00
PUBLIC SAFETY CAPITAL IMPROVEMENT	669.50
REFUND FUND	6,311.67
TOTAL CLAIMS	\$ 800,309.95
TOTAL PAYROLL	205,764.12
TOTAL CLAIMS AND PAYROLL FUNDS	\$ 1,006,074.07

ADJOURNMENT

The meeting adjourned at 5:00 p.m. on June 30, 2012.

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS

SECRETARY, BOARD OF COUNTY COMMISSIONERS
PONDERA COUNTY, MONTANA