

***REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS
PONDERA COUNTY, MONTANA
Held in July, 2013***

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on July 3, 10, 15, 24, and 31, 2013. Unless indicated, all Commissioners were present.

YEARLY RIGHT-OF-WAY FORAGE REMOVAL AGREEMENT APPROVED– July 3, 2013

Commissioner Broesder moved to approve the forage removal agreement requested by Josh Billmeyer on both sides of Meridian Road between Sollid Road and Midway Road, with the understanding that weed spraying takes precedence and over this agreement. Commissioner Hoppes seconded. Motion carried.

ENCROACHMENT AGREEMENT APPROVED – July 3, 2013

Commissioner Hoppes moved to approve the Encroachment Agreement requested by North Central Montana Regional Water Authority (NCMRWA) to encroach upon the west edge of the county right-of-way along the N Brady Road (aka Overpass Road) along the south ¼ of Section 15 and the north quarter section of Section 22, T27N, R2W, approximately three miles south of Midway East Road for the purpose of installing a domestic and industrial water transmission line. Commissioner Broesder seconded. Motion carried.

ENCROACHMENT AGREEMENT APPROVED – July 3, 2013

Commissioner Hoppes moved to approve the Encroachment Agreement requested by Prewett Excavating (on behalf of Paul Johnson) to encroach upon the Westridge Road to bore in electric line for sprinklers. Commissioner Broesder seconded. Motion carried.

PUBLIC HEARING RESCHEDULED FOR RESOLUTION TO ADOPTING A BUILDING FOR LEASE OR RENT APPLICATION AND REVIEW PROCESS – July 3, 2013

On June 20, 2013, date, time and place was set for the hearing on a Resolution Adopting a building for lease or rent application and review process. Since the resolution requires posting of a notice 30 days in advance of the hearing in five public places in the County, the hearing needs to be re-set. Commissioner Broesder moved to cancel the hearing set for July 10, 2013 and to reset the hearing for August 7, 2013 at 10:00 a.m., in the Commissioners' office at the Courthouse. Notices of the hearing will be posted at the Dupuyer Post Office, the Valier Post Office, Valier Town Hall, Pondera County Courthouse and Brady Post Office. Commissioner Hoppes seconded. Motion carried.

DATE AND TIME SET FOR PUBLIC HEARING ON ROAD CLOSURE – July 10, 2013

Commissioner Broesder moved and Commissioner Hoppes moved to set a public hearing for a road closure at the Brady School for August 7 at 10:00 am. Motion carried. Also in attendance was Conrad Mayor Wendy Judisch, Mike Kleinsasser, William Kleinsasser, and Buck Traxler, Editor of the Independent Observer.

APPOINTMENTS TO COUNTY BOARDS – July 10, 2013

Commissioner Broesder moved to appoint Jeff Sullivan to the Cemetery District #2 Board to replace David Egan. Commissioner Hoppes seconded. Motion carried.

REQUEST FOR TEMPORARY COUNTY ROAD (MORTON AVENUE IN DUPUYER) CLOSURE APPROVED – July 10, 2013

The owner of the Inn Dupuyer has requested permission for temporary closures of the county road (Morton Avenue) for outdoor events on July August 3. Commissioner Broesder moved to approve the request. Commissioner Hoppes seconded. Motion carried.

Also in attendance was Conrad Mayor Wendy Judisch, Mike Kleinsasser, William Kleinsasser, and Buck Traxler, Editor of the Independent Observer.

PUBLIC HEARING ON PETITION TO ABANDON ROAD RIGHT-OF-WAY CONDUCTED – July 15, 2013

Attending: Commissioner Joe Christiaens, Commissioner Janice Hoppes, Clerk & Recorder Kody Farkell.

The notice of the hearing was published in The Independent-Observer and The Valerian in the July 4th and 11th, 2013 issues.

Commission Chair Christiaens called the hearing to order at 10:00 a.m. at the Pondera County Commissioners office, 20 4th Ave SW, Conrad. Christiaens stated the intent of the hearing is to hear public input and the matter with a decision to be made.

A petition was received from Jacob Johnson for Right of Way abandonment in the southern border of the southwest quarter of Section 7, T29N, R5W. Under MCA 7-14-2601 any 10, or a majority, of the freeholders of a road district taxable therein for road purposes may petition the board in writing to open, establish, construct, change, abandon, or discontinue any county road in the district.

Commissioners agreed Pondera County had never used the right-of-way and did not have any intention of utilizing the right-of-way. No public comment was received and no public was in attendance.

Commissioner Hoppes moved and Commissioner Christiaens seconded to abandon the county's right of way in the southern border of the southwest quarter of Section 7, T29N, R5W. Motion carried.

RESOLUTION ABANDONING COUNTY RIGHT-OF-WAY – July 15, 2013

PONDERA COUNTY
RESOLUTION #1 – 2013/14
ABANDONING COUNTY ROAD RIGHT-OF-WAY

WHEREAS, pursuant to Section 7-14-2601, Montana Code Annotated, the Board of Pondera County Commissioners received a petition signed by the required ten freeholders, including every owner affected by the proposed abandonment; requesting the abandonment of a county road right-of-way described as:

A county road right-of-way on the south border of the southwest quarter (SW4) of Section Seven (7), Township Twenty-Nine North (T29N), Range Five West (R5W), Pondera County, Montana; including but not limited to a strip of land, thirty (30) feet in width extending on each side of each exterior section line of said land according to the United States Government Survey thereof; and

WHEREAS, the Board of Pondera County Commissioners caused a Notice Of Public Hearing to be published in The Independent Observer and The Valerian, weekly newspapers published in the City of Conrad and Town of Valier, respectively, in the July 4 and 11, 2013 issues, as required by Section 7-14-2615(2), Montana Code Annotated; and

WHEREAS the Board of Pondera County Commissioners, conducted said hearing on Monday, July 15, 2013 at 10:30 a.m. in the Commissioner's Office, Courthouse, 20 4th Avenue SW, Conrad, Montana, and there were no parties appearing for or against said vacation, and there being no correspondence received for or against said vacation and permanent closure, and the Board of Commissioners having determined that said County road right-of-way can be vacated without detriment to the public interest.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Pondera County Commissioners that the county road right-of-way described as:

A county road right-of-way on the south border of the southwest quarter (SW4) of Section Seven (7), Township Twenty-Nine North (T29N), Range Five West (R5W), Pondera County, Montana; including but not limited to a strip of land, thirty (30) feet in width extending on each side of each exterior section line of said land according to the United States Government Survey thereof;

be, and is hereby permanently abandoned and vacated pursuant to law, including all easements and rights of way previously granted to the county for purposes of providing a county road; and

NOW, THEREFORE IT IS HEREBY FURTHER RESOLVED THAT the Board of County Commissioners shall cause the petition for abandonment and this resolution to be entered into the official land records of Pondera County in the office of the Pondera County Clerk and Recorder.

ADOPTED this 15th day of July, 2013, as moved by Commissioner Hoppes, seconded by Commissioner Broesder and passed on a unanimous vote of the full board. Effective on passage and approval.

BOARD OF COMMISSIONERS
Pondera County

/s/ Joseph Christiaens
Joseph Christiaens, Chairman

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

Attest: /s/ Kody L Farkell
Kody Farkell, Clerk & Recorder

/s/ Janice Hoppes
Janice Hoppes, Member

DUI TASK FORCE MISSION STATEMENT APPROVED– July 24, 2013

Commissioner Hoppes moved to approve the Mission Statement for the Pondera County DUI (Driving Under Influence) Task Force. The mission is to promote a healthier and safer environment for county residents by reducing the number of alcohol related traffic crashes through public education, awareness, legislation and enforcement strategies. Funding is from fines assessed against offenders. Commissioner Christiaens seconded. Motion carried. (Commissioner Broesder absent)

GRANT OFFER, CONRAD AIRPORT PROJECT, ACCEPTED AND APPROVED – July 24, 2013

Commissioner Hoppes moved to accept and approve the Grant Offer submitted FAA (Federal Aviation Administration) for AIP Project No. 3-30-0018-005-2013 in the amount of \$128,700. The grant will fund 90% of the rehabilitation (pavement maintenance) on Runway 6/24, taxiways and apron at the Conrad Airport. Source of the funding is federal aviation fuel tax and the county’s 10% funding is from a grant from the Montana Aeronautics Division and ground leases on the Conrad Airport. Commissioner Christiaens seconded. Motion carried. (Commissioner Broesder absent)

CONTRACT DOCUMENTS WITH ROBERT PECCIA & ASSOCIATES, CONRAD AIRPORT PROJECT, APPROVED – July 24, 2013

Commissioner Hoppes moved to approve the Contract documents with Robert Peccia & Associates for contract engineering services for AIP Project No. 3-30-0018-005-2013. Funding for these services will be from the FAA grant in the amount of \$128,700 and county matching funds of \$12,870. Commissioner Christiaens seconded. Motion carried. (Commissioner Broesder absent)

CONTRACT AMENDMENT WITH MONTANA DEPARTMENT OF COMMERCE FOR NSP PROGRAM APPROVED – July 24, 2013

Commissioner Broesder moved to approve the Contract Amendment with the Montana Department of Commerce for the Neighborhood Stabilization Program (NSP), #MT-NSP-018-01-001A-2. The amendment extends the original contract to March 16, 2014 and provides funding for the construction of a garage on the property in Brady. Commissioner Broesder seconded. Motion carried.

FOSEN FIELDS FIRST MINOR SUBDIVISION PRELIMINARY PLAT APPROVED – July 24, 2013

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

**IN THE MATTER OF THE APPLICATION
OF JACOB R. JOHNSON FOR
PRELIMINARY PLAT APPROVAL FOR
THE FOSEN FIELDS FIRST MINOR
SUBDIVISION**

**FINDINGS OF FACT
AND ORDER**

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 5-lot first minor subdivision, “Fosen Fields 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 review notes dated July 17, 2013 and the Pondera County Planning Board's recommendations dated July 22, 2013, pursuant to 76-3-608 MCA.

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 application for preliminary plat approval was submitted on July 2, 2013. On July 3, 2013, the Pondera County subdivision administrator sent an email stating that the application was complete.

II.

The Commission found that the property consists of 118.95 acres in total and is described on Warranty Deed Doc. #42406 recorded in Book 10 of Deeds on page 217 as filed in the Office of the Pondera County Clerk and Recorder. In general, the property is located approximately 2.5 miles southwest of the Town of Valier – west on Highway 44 to Frances Heights Road, south on Frances Heights Rd. approximately 1 mile, in between Frances Heights Rd. and Lake Frances.

III.

The Commission found the subdivision would create five (5) residential lots (proposed Lots 1 through 5), proposed Lots 1 through 4 being 20.79 acres in size and proposed Lot 5 being 35.79 acres in size. Proposed Lot 3 was found to be developed with a single family residence, proposed Lots 1, 2, 4, and 5 would be potentially developed for single family residences.

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 and the submitted preliminary Declaration of Covenants and Restrictions for Fosen Fields includes a provision requiring property owners to control weeds after final plat approval.

VI.

The Commission found that access to the subdivision will be provided by an existing access and three new approaches from Frances Heights Road and a road and utility easement across the south 50' of proposed Lot 2.

VII.

The Commission found that domestic water supply and wastewater disposal and storm water drainage is currently being reviewed the County Sanitarian. The Commission acknowledged approval from the Pondera County Sanitarian would be required before any improvements are made. They also recognize the Pondera County Sanitarian would be the primary reviewing authority to insure compliance with the Sanitation in Subdivision Act. In addition, they agreed final approval for water supply, wastewater disposal, and storm water drainage must be obtained (Condition No. 2).

IX.

The Commission found that utilities would be installed within road right-of-ways and in easements as delineated on the preliminary plat. The location of utility easements within the subdivision must comply with design standards of Section III(M) of the Subdivision Regulations and the developer should consult with utility providers for approval of utility locations prior to final plat approval (Condition No. 3).

X.

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 Russell Minor Subdivision, and found as follows:

1. Primary Criteria:

Agriculture: The proposed subdivision property has been utilized as a single family residence with minimal grazing and haying activities. The impact on agriculture is found to be minimal.

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 Valier Volunteer 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 the preliminary plat provides all required easements for utilities. Easements are located along property lines and utilities can be located within road right-of-ways.
5. **The provision of legal and physical access to each parcel within the subdivision:** The Commission found legal and physical access will be provided to each lot within the subdivision.

XI.

The Pondera County Planning Board recommended approval of the Fosen Fields Minor Subdivision with the requirement that the notation on the plat be made that lots 4 and 5 have an easement for the Pondera County Canal and Reservoir Company, even though the county abandoned the right of way for the county road.

On July 15, 2013, the Pondera County Commissioners conducted a hearing on the petition request to abandon any interest it may have in a county road right-of-way on the south border of the southwest quarter (SW4) of Section Seven (7), Township Twenty-Nine North (T29N), Range Five West (R5W), Pondera County, Montana, including but not limited to a strip of land, thirty (30) feet in width extending on each side of each exterior section line of said land according to the United States Government Survey thereof.

At the conclusion of the hearing, the Board of County Commissioners entered into a Resolution permanently abandoning any and all its right-of-way interests in and to the above-described premises, pursuant to law, including all easements and rights of way previously granted to the county for purposes of providing a county road. The Resolution will be entered into the official land records of Pondera County.

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 Hoppes moved to approve the Preliminary plat for the Fosen Fields First Minor subdivision, with the notation on the plat be made that Lots 4 and 5 have an easement for the Pondera County Canal and Reservoir Company, even though the county abandoned the right of way for the county road. Commissioner Broesder seconded; motion carried.

ORDER

IT IS HEREBY ORDERED that the preliminary plat for the Fosen Fields First 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.
2. Pondera County Sanitarian approval shall be obtained.
3. Utility firms shall design utility facilities in cooperation with the subdivider pursuant to Section III(M) of the Pondera County Subdivision Regulations.
4. The following restrictive and protective covenants shall run with the land:
 - a. All structures shall be constructed in compliance with Montana State adopted codes for construction.
 - b. The control of noxious weeds by individual owners on their respective lots shall be as set forth and specified under the Montana Noxious Weed Control Act (7-22-2101 through 7-22-2153 MCA) and the rules and regulations of the Pondera County Weed Control District.
 - c. The covenants shall not automatically terminate.
 - d. Any covenant which is included herein as a condition of preliminary plat approval and required by the County Commission may not be amended or revoked with the mutual consent of the owners and the governing body of Pondera County. The covenants not required by the governing body may provide for a separate and distinct amendment process from the governing body required covenant amendment process.
5. A fully executed and notarized copy of the Restrictive and Protective Covenants for the subdivision shall be recorded among the records in the Office of the Clerk and Recorder of Pondera County simultaneously with the filing of the final plat.
6. The final plat shall conform to the uniform standards for final subdivision plats and shall be accompanied by the required certificate.

Preliminary plat approval of the Fosen Fields first 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 24th day of July, 2013.

PONDERA COUNTY COMMISSION

July 2013

/s/ Joseph Christiaens
Joseph Christiaens, Chairman

/s/ Sandra J. Broesder
Sandra J. Broesder, Vice Chairman

/s/ Janice Hoppes
Janice Hoppes, Member

REQUEST FOR PROPOSALS FOR TRACTORS SOLICITED – July 24, 2013

Proposals for tractors for the county road department were solicited. Three proposals have been received and were reviewed by the commissioners. No action will be taken on these proposals until such time as the commissioners are able to meet with the Supervisor of the Road Department.

MEETING TO REMAIN OPEN APPROVED – July 24, 2013

Commissioner Hoppes moved to leave the meeting open until the end of the day in order to allow time to discuss the proposals for tractors with the County's Road Department Supervisor. Commissioner Broesder seconded. Motion carried.

LOCAL MATCH FOR NORTHERN TRANSIT APPROVED – July 31, 2013

Commissioner Hoppes moved and Commissioner Broesder seconded to pay \$11,342.85 in match money to the Montana Department of Transportation for the 17 passenger bus used by the Northern Transit System. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer.

GOVTELLER (CREDIT/DEBIT CARD PAYMENT PROGRAM) MERCHANT AGREEMENT APPROVED – July 31, 2013

Commissioner Broesder moved to approve the GovTeller Merchant Agreement for Medicare/Medicaid/Insurance payment processing services for the Pondera County Health Department. Commissioner Hoppes seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer.

RESOLUTION TO LOAN TO FUNDS HAVING NEGATIVE CASH BALANCES AT FISCAL YEAR END – July 31, 2013

PONDERA COUNTY, MONTANA
RESOLUTION #2 – 2013/14
**LOAN TO FUNDS HAVING NEGATIVE CASH BALANCES
AT FISCAL YEAR END**

WHEREAS, generally accepted standards for governmental accounting does not allow for negative cash balances in any fund, including reimbursable grant funds, at the close of the fiscal year; and

WHEREAS, five County funds,
Fund 2150, Predatory Animal Control (\$371.36),
Fund 2927, Homeland Security Grant (\$2,162.89),
Fund 2955, Buckle Up Montana Grant (\$6,702.93),
Fund 2971, Women, Infants & Children Grant (\$497.00),
Fund 2993, Homeland Security-Narrowband (\$705.20)

have negative cash balances as of June 31, 2013 due to the nature of the funds as reimbursable grant funds; and

WHEREAS, Pondera County general fund and/or the State Allocated Federal Mineral Royalties Fund and the Oil and Gas Severance Accelerated Tax Fund have sufficient cash to loan the funds having negative cash balances on June 30, 2013 in order that the funds will not have a deficient cash balance; and

WHEREAS the funds shall repay the loan and interest at 0% per annum to the general fund from the revenue to be received, anticipated to be in August 2013

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the Clerk and Recorder effect the loans to any and all funds having negative cash balances on June 30, 2013 from the county PILT funds and that the loans be repaid as stated above as soon as feasible.

Adopted this 31st day of July, 2013 as moved by Commissioner Hoppes, seconded by Commissioner Broesder, and passed on a 3-0 vote of the full board. Effective July 31, 2013.

BOARD OF COUNTY COMMISSIONERS

/s/ Joseph Christiaens
Joseph Christiaens, Chairman

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

Attest: /s/ Kody L Farkell
Kody L Farkell, Clerk & Recorder

/s/ Janice Hoppes
Janice Hoppes, Member

RESOLUTION TO LOAN TO FUND 7380 PORT AUTHORITY FUND FORGIVEN AND TREATED AS A TRANSFER – July 31, 2013

PONDERA COUNTY, MONTANA

RESOLUTION #3 – 2013/14

LOAN TO FUND 7380 PORT AUTHORITY FUND FORGIVEN AND TREATED AS A TRANSFER

WHEREAS, Pondera County receives an annual payment from the City of Conrad for the Blue Sky Villa, currently in the amount of \$14,962.50; and

WHEREAS, the Commissioners have entered into an agreement with the Port Authority to loan the fiscal year 2010-11, 2011-12, and 2012-13 payments to the Port Authority to be used for Port Authority revolving loan funds to small businesses within Pondera County and/or as operating funds; and

WHEREAS, the County has received the fiscal year 2012-13 payment in the amount of \$14,962.50 and the funds shall be subject to repayment and/or forgiveness under the terms of the annual loan agreement, and

WHEREAS, the Port Authority has submitted its written report of activities for fiscal year 2012-13 and the same having met the criteria for forgiveness of the loan.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the Clerk and Recorder effect the loan of \$14,962.50 from the County PILTI Fund to the Port Authority Fund and that the loan be forgiven and the transaction treated as a transfer under the terms of the October 26, 2011 loan agreement.

Adopted this 31st day of July, 2013 as moved by Commissioner Hoppes, seconded by Commissioner Broesder, and passed on a 3-0 vote of the full board. Effective upon passage and approval.

BOARD OF COUNTY COMMISSIONERS

Pondera County, Montana

/s/ Joseph Christiaens
Joseph Christiaens, Chairman

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

Attest: /s/ Kody L Farkell
Kody L Farkell, Clerk & Recorder

/s/ Janice Hoppes
Janice Hoppes, Member

MINUTES APPROVED – July 31, 2013

Commissioner Hoppes moved to approve the official Minutes of the Commission for June 2013. Commissioner Broesder seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer.

RESOLUTION DECLARING SURPLUS AND SETTING SALE – July 31, 2013

PONDERA COUNTY

RESOLUTION #4 – 2013/14

DECLARING PROPERTY SURPLUS AND SETTING SALE

WHEREAS, pursuant to Section 7-8-2211, MCA, Authorization to sell and exchange county property, the Board of Pondera County Commissioners declares the following real property belonging to the County as surplus property which is not necessary to the conduct of county business or the preservation of its property:

Valier Original Townsite, Block 13, Lots 1-16 as described by tax parcel

496400 (Lots 1-5)	fair market value: \$15,500
503500 (lots 6-8)	fair market value: \$10,650
530550 (Lots 9-11)	fair market value: \$10,650
496450 (Lots 12-16)	fair market value: \$15,500

and

WHEREAS, the Commissioners have determined it is in the best interests of the County to sell the items to the public, pursuant to Section 7-8-2217, Montana Code Annotated,

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners:

- 1) hereby declares the property listed above as surplus property which is not necessary to the conduct of county business or the preservation of its property,
- 2) agrees to sell the property "as is" to the public, pursuant to Section 7-8-2217 Montana Code Annotated.
- 3) Property will be sold by tax parcel on Tuesday August 20, 2013 at 11:00 a.m. on the Pondera County Courthouse steps

ADOPTED this 31st day of July, 2013, as moved by Commissioner Hoppes, seconded by Commissioner Broesder, and passed on a 3-0 vote of the full board. Effective on passage and approval

PONDERA COUNTY COMMISSIONERS
Pondera County, Montana

Joseph Christiaens
Joseph Christiaens, Chair

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

ATTEST:

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

/s/ Janice Hoppes
Janice Hoppes, Member

DATE, TIME AND PLACE SET FOR PUBLIC HEARING OF COUNTY BUDGET FOR FISCAL YEAR 2013-14 – July 31, 2013

Commissioner Hoppes moved to set Wednesday, August 14, 2013 at 10:00 a.m. in the Commissioner's office at the Pondera County Courthouse as the date, time and place for the public hearing of the County Budget for fiscal year 2013-14. Commissioner Broesder seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer.

*Budget hearing was rescheduled to Tuesday, August 20, 2013 at 10:00 a.m. due to lack of time to advertise the hearing for a 2-week period.

CONTRACT WITH ALARM SERVICE, INC APPROVED – July 31, 2013

Commissioner Broesder moved to enter into a contract with Alarm Services, Inc for \$1,725 to purchase and install ten emergency buttons in the courthouse offices. Commissioner Hoppes seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer.

CLAIMS APPROVED FOR PAYMENT – July 31, 2013

<u>FUND</u>	<u>AMOUNT</u>
GENERAL	\$ 23,048.67
ROAD	7,565.12
BRIDGE	438.42
WEED	0
COUNTY FAIR	668.14
PREDATORY ANIMAL	0
AIRPORT	64.95

AMBULANCE	3,123.36
COMPREHENSIVE INSURANCE	86,051.97
COUNTY HOSPITAL & NURSING HOME	24,660.65
SENIOR CITIZENS	0
DEBT SERVICES HOSPITAL 95	142,873.75
LIBRARY	0
EXTENSION SERVICE	4,529.02
PUBLIC SAFETY (LAW ENFORCEMENT)	1,140.89
HEALTH INSURANCE - EMPLOYER CONTRIBUTION	474.63
RECORDS PRESERVATION	0
BRADY LIGHTS MAINTENANCE	0
NORTHERN TRANSIT INTERLOCAL	0
DUI PREVENTION	500.00
GAS APPORTIONMENT TAX	0
911 EMERGENCY	23,857.36
PUBLIC SAFETY CAPITAL IMPROVEMENTS	0
LAND USE PLANNING	2,850.00
BUCKLE UP MT	248.02
VICTIM & WITNESS ADVOCATE	0
FEMA PDA GRANT	0
EMERGENCY PREPAREDNESS GRANT	1,016.29
BREAST & CERVICAL SCREENING	25.00
WIC GRANT	75.00
MATERNAL CHILD HEALTH	49.63
IMMUNIZATION ACTION PROGRAM	10.70
TOBACCO USE PREVENTION GRANT	75.00
NAPA GRANT	997.80
HEALTHY CHILD (LEAD POISONING) GRANT	0
JUNK VEHICLE GRANT	0
NOXIOUS WEED GRANTS	0
ROAD/BRIDGE EQUIP PURCHASE	0
REFUND FUND	5,480.57
TOTAL CLAIMS	\$ 329,824.94
TOTAL PAYROLL	206,068.90
TOTAL CLAIMS AND PAYROLL FUNDS	<u>535,893.84</u>

ADJOURNMENT

The meeting adjourned at 5:00 p.m. on July 31, 2013. Pondera County, Montana

Pondera County, Montana

Joseph Christiaens, Chairman

ATTEST:

Kody L. Farkell, Clerk & Recorder