

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

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on September 4, 11, and 17, 2013. Unless indicated, all Commissioners were present.

ENCROACHMENT AGREEMENT APPROVED – September 4, 2013

Commissioner Broesder moved to approve the Encroachment Agreement requested by Thomas, Dean & Hoskins on behalf of Brady County Water & Sewer District to encroach upon Highway 91 S and Highway 365 for utility installment. Commissioner Hoppes seconded. Motion carried.
Also attending was Buck Traxler, Editor of the Independent Observer.

APPROVAL OF OVERTIME PAYOUT – September 4, 2013

LeAnn Hermance, Pondera County DES Coordinator, accumulated overtime hours assisting with the Brady Water Emergency. Commissioner Hoppes moved and Commissioner Broesder seconded to payout Hermance’s overtime hours, which will be submitted to the State for reimbursement with other expenses associated with the emergency. Motion carried.
Also attending was Buck Traxler, Editor of The Independent-Observer.

RESOLUTION AGREEING TO PREPARE THE ENVIRONMENTAL REVIEW RECORD FOR NEIGHBORWORKS MONTANA – September 4, 2013

PONDERA COUNTY, MONTANA
RESOLUTION NO. 10 - 2013/14

AGREEING TO PREPARE THE ENVIRONMENTAL REVIEW RECORD FOR NEIGHBORWORKS MONTANA HOME GRANT APPLICATION FOR PONDERA REGIONAL PORT AUTHORITY

WHEREAS, the NeighborWorks Montana is applying for Federal funds through the Montana Department of Commerce’s HOME Investment Partnerships Program for the State of Montana except Treasure County and except inside the city limits of Great Falls, Billings, and Missoula, or any city that currently has a HOME program.

WHEREAS, subject to all necessary funding being received to permit the projects to go forward; and

NOW, THEREFORE, BE IT RESOLVED that **Pondera County** agrees by formal resolution to perform all activities associated with preparing the Environmental Review Record on behalf of NeighborWorks Montana.

BE IT FURTHER RESOLVED that the above designation shall become effective on passage and approval.

Adopted this 4th day of September, 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

_____/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

REQUEST TO TRENCH ACROSS COUNTY OWNED PROPERTY APPROVED – September 4, 2012

Commissioner Broesder moved to approve Vinculums/AT&T’s request to trench 120’ across county owned property at 149 Airport Loop for the purpose of placing a conduit to their equipment room. Commissioner Hoppes seconded. Motion carried.

SPONSOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM-
ECONOMIC DEVELOPMENT GRANT – September 11, 2013

The Pondera Regional Port Authority approached the commissioners about sponsoring a \$10,000 Community Development Block Grant for Economic Development. The grant funds would be used to conduct a study to determine the potential and need for expanded rail and would evaluate existing rail infrastructure within Pondera County.

There would be stakeholder meetings to identify rail park needs within the community and to identify preferred rail park location. Funds would also be used to prepare map of proposed site and layout options; Prepare cost estimates; Prepare preliminary engineering report describing each option and estimated costs; and also recommend preferred option.

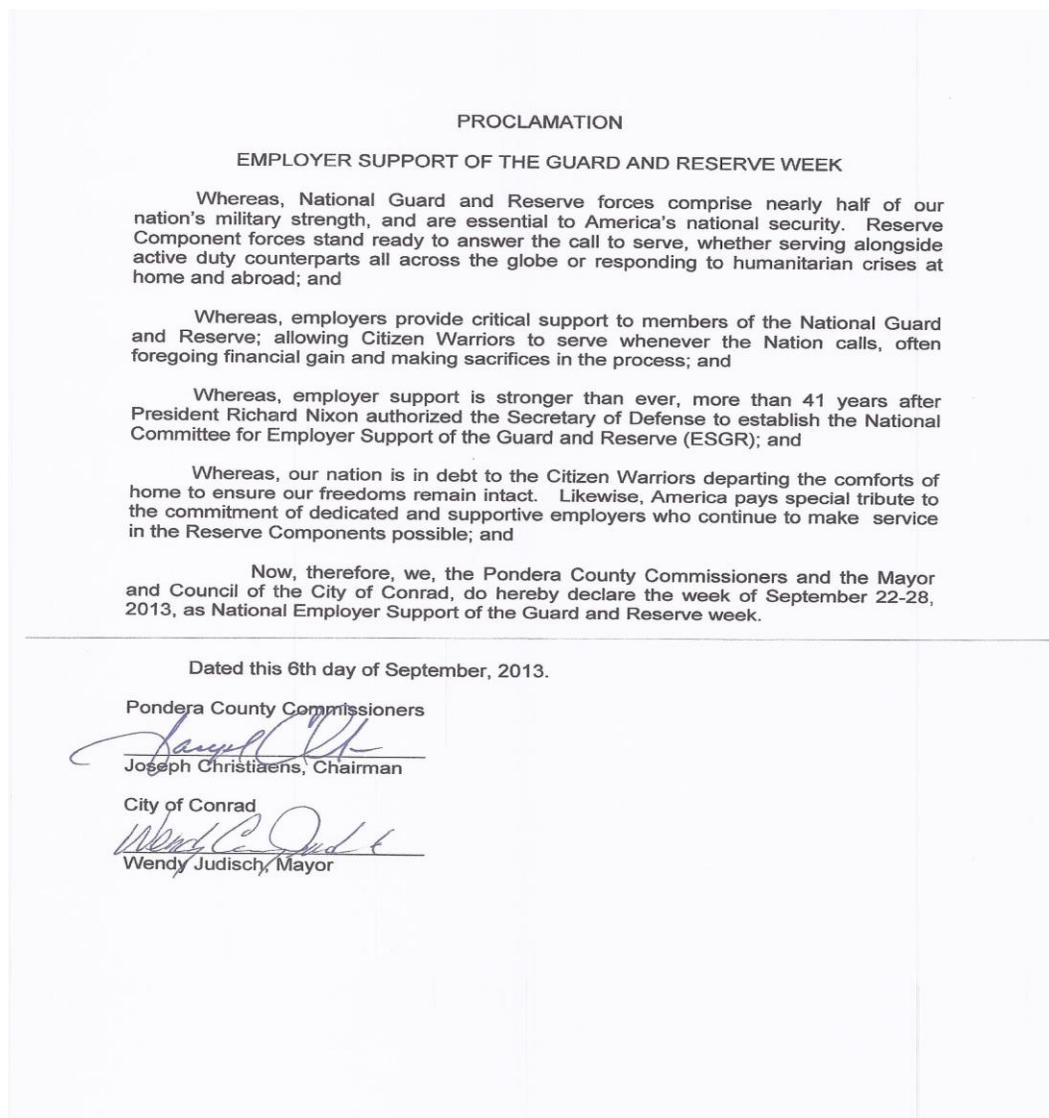
Commissioner Hoppes moved to sponsor Pondera Regional Port Authority's CDBG-ED Application for a rail study in the amount of \$10,000.

Also attending was Cheryl Curry, Pondera Regional Port Authority and Buck Traxler, Editor of The Independent-Observer. Commissioner Christiaens was absent.

PROCLAMATION OF EMPLOYER SUPPORT OF THE GUARD AND RESERVE WEEK – September 11, 2013

Commissioner Hoppes moved to declare the week of September 21-28, 2013 as National Employer Support of the Guard and Reserve week in cooperation with the City of Conrad. Commissioner Broesder seconded. Motion carried.

Also attending was Buck Traxler, Editor of The Independent-Observer. Commissioner Christiaens was absent.



MEMORANDUM OF UNDERSTANDING – PREDATOR CONTROL FUND –
APPROVED – September 11, 2013

Commissioner Hoppes moved to approve the Memorandums of Understanding with the Montana Wool Growers Association and Montana Stockgrowers Association.

Ranchers are assessed \$.60 per head for the protection of sheep and \$.50 per head for the protection of cattle from destructive animals. Commissioner Broesder seconded. Motion carried.

Also attending was Buck Traxler, Editor of The Independent-Observer. Commissioner Christiaens was absent.

PROPOSAL FOR NEW PICKUP FOR EXTENSION SERVICE APPROVED –
September 11, 2013

Extension Agent Dan Picard received three proposals for new pickup for the Extension Service. They are:

Courtesy Ford	2013 Ford F150	\$27,900
Van Motors	2013 half ton	\$31,955
Van Motors	2013 half ton	\$30,815
Van Motors	2014 half ton	\$28,900

The new pickup will be paid for using PILT money as well as from the sale of the department's current vehicle.

Commissioner Hoppes to accept the bid from Courtesy Ford for \$27,900.

Commissioner Broesder seconded. Motion carried

Also attending was Buck Traxler, Editor of The Independent-Observer. Commissioner Christiaens was absent.

RESOLUTION AUTHORIZING PROSECUTORIAL ASSISTANCE IN DISTRICT
AND JUSTICE COURT CASES – September 11, 2013

PONDERA COUNTY MONTANA
RESOLUTION #11 – 2013/14
AUTHORIZING PROSECUTORIAL ASSISTANCE
IN DISTRICT AND JUSTICE COURT CASES

WHEREAS, the Pondera County Attorney has requested prosecutorial assistance because of her absence from the State from September 21, 2013 through September 30, 2013; and

WHEREAS, it is desired and deemed appropriate that a special deputy county attorney be appointed to assist in the prosecution of any matters that might arise in her absence; and

WHEREAS, Mont. Code Ann. Section 7-4-2705 authorizes the board of county commissioners to employ special counsel to assist in the prosecution of any such criminal case pending in the county on request of the county attorney; and

WHEREAS, the Pondera County Attorney has requested that a special deputy county attorney be appointed to prosecute any matters that might arise in her absence in the Ninth Judicial District Court, Pondera County, and the Pondera County Justice Court; and

WHEREAS, Steve Gannon, Chouteau County Attorney, has agreed to act as a Special Deputy Pondera County Attorney in the above named cases;

THEREFORE, IT IS HEREBY RESOLVED:

That the Chouteau County Attorney, Steve Gannon, shall be appointed as special deputy county attorney for Pondera County for the purpose of assisting in the prosecution of any matters that might arise from September 21, 2013 through September 30, 2013, and that he can fulfill the functions set out in Mont. Code Ann. Section 44-4-103.

IT IS FURTHER RESOLVED:

That under the terms of this agreement, no fee will be charged for attorney time provided by the special prosecutor, however, mileage shall be paid to him for any travel expenses incurred during the prosecution of these cases at the current rate of \$0.565 per mile. Witness fees and expense, jury costs, and other normal costs associated with the trial will be the county's responsibility as with all other prosecutions.

Adopted this 11th day of September, 2013 as moved by Commissioner Hoppes, seconded by Commissioner Broesder, and passed on a 2-0 vote. Effective on passage and approval.

PONDERA COUNTY COMMISSIONERS
Pondera County, Montana

September 2013

EMERGENCY MANAGEMENT PERFORMANCE GRANT APPROVED – September 17, 2013

Commissioner Broesder moved to approve the FY2014 EMPG grant under which the County is reimbursed approximately one-half of the costs of the County Disaster and Emergency Services Department's expense. Commissioner Hoppes seconded. Motion carried.

ENCROACHMENT AGREEMENT APPROVED – September 17, 2013

Commissioner Hoppes moved to approve the Encroachment Agreement requested by Sun River for a new distribution to ranch oil compressor site (east side of Old Shelby Road in T29N, R2W, Section 6). Commissioner Broesder seconded. Motion carried.

MEMORANDUM OF UNDERSTANDING APPROVED FOR BRADY WATER AND SEWER DISTRICT – September 17, 2013

Commissioner Broesder moved to approve the Memorandum of Understanding between the Montana Department of Transportation, Brady County Water District, and Pondera County for encroachment across county property as needed for the Brady Water Systems Improvements project. Commissioner Hoppes seconded. Motion carried

RESIGNATION OF JO STONE – September 17, 2013

County School Superintendent of Schools, Jo Stone, has submitted her resignation effective September 30, 2013. Commissioner Broesder moved to accept her resignation with gratitude for her years of service as County Superintendent of Schools. Commissioner Hoppes seconded. Motion carried.

NO MEETING SEPTEMBER 25, 2013 AS COMMISSIONERS ATTENDING ANNUAL CONFERENCE OF THE MONTANA ASSOCIATION OF COUNTIESCLAIMS APPROVED FOR PAYMENT – September 30, 2013

<i>FUND</i>	<i>AMOUNT</i>
GENERAL	\$ 33,672.61
ROAD	8,687.29
BRIDGE	6,950.88
WEED	7,390.59
PPREDATORY ANIMAL	0.00
COUNTY FAIR	0.00
AIRPORT	309.39
AMBULANCE	91.44
COMPREHENSIVE INSURANCE	0.00
COUNTY HOSPITAL & NURSING HOME	0.00
DEBT SERVICES HOSPITAL 95	0.00
EMERGENCY DISASTER	14,394.03
EXTENSION SERVICE	33,366.78
PUBLIC SAFETY (LAW ENFORCEMENT)	8,883.11
HEALTH INSURANCE - EMPLOYER CONTRIBUTION	474.63
RECORDS PRESERVATION	0.00
BRADY LIGHTS MAINTENANCE	331.61
NORTHERN TRANSIT INTERLOCAL	232.59
STATE ALLOCATED FEDERAL MATCH	3,000.00
LIBRARY	0.00
SENIOR CITIZENS	0.00
DUI PREVENTION	0.00
GAS APPORTIONMENT TAX	5,164.20
911 EMERGENCY	1,164.78
PUBLIC SAFETY CAPITAL IMPROVEMENTS	0.00
LAND USE PLANNING	616.66
BUCKLE UP MT	215.13
NOXIOUS WEED GRANT	0.00

VICTIM & WITNESS ADVOCATE		0.00
EMERGENCY PREPAREDNESS GRANT		1,086.06
BREAST & CERVICAL SCREENING		252.35
WIC GRANT		213.02
MATERNAL CHILD HEALTH		35.45
IMMUNIZATION ACTION PROGRAM		356.87
TOBACCO USE PREVENTION GRANT		236.04
NAPA GRANT		206.47
HEALTHY CHILD (LEAD POISONING) GRANT		0.00
JUNK VEHICLE GRANT		0.00
GENERAL FUND CAPITAL IMPROV		5,500.00
ROAD/BRIDGE EQUIP PURCHASE		68,326.07
REFUND FUND		830.87
TOTAL CLAIMS	\$	201,988.92
TOTAL PAYROLL		201,405.47
TOTAL CLAIMS AND PAYROLL FUNDS		<u>403,394.39</u>

ADJOURNMENT

The meeting adjourned at 5:00 p.m. on September 30, 2013. Pondera County,
Montana

Pondera County, Montana

Joseph Christiaens, Chairman

ATTEST:

Kody L. Farkell, Clerk & Recorder