

**REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
PONDERA COUNTY, MONTANA  
Held in May, 2014**

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on May 7, 14, 21, and 27, 2014. Unless indicated, all Commissioners were present.

TAX CANCELLATION APPROVED – May 7, 2014

Commissioner Broesder moved to approve tax cancellation 954. Commissioner Hoppes seconded. Motion carried.

Also attending was Buck Traxler, Editor of the Independent Observer

<b>NUMBER</b>	<b>REASON</b>	<b>CANCEL</b>	<b>ADD-ON</b>	<b>PARCEL #</b>
954	Ownership changed to him, he is enrolled tribal member at 100% exempt	\$202.97		2037200

RESOLUTION ADOPTING MONTANA ASSOCIATION OF COUNTIES AND MONTANA SHERIFF'S AND PEACE OFFICERS ASSOCIATION RECOMMENDED JAIL STANDARDS – ADOPTED – May 7, 2014

PONDERA COUNTY  
RESOLUTION #43 – 2013/14

MONTANA ASSOCIATION OF COUNTIES AND MONTANA SHERIFF'S AND PEACE OFFICERS ASSOCIATION RECOMMENDED JAIL STANDARDS

WHEREAS, Pondera County operates a Detention Center and is obligated to operate the Detention Center in a manner that complies with Constitutional and other legal requirements; and

WHEREAS, the County wishes to operate its Detention Center in a manner that complies with legal requirements and that protects the health and safety of persons detained, the staff of the detention center and the public; and

WHEREAS, the Detention Standards adopted by the Montana Association of Counties and the Montana Sheriffs and Peace Officers Association provide guidance that will help insure that the policies, procedures and physical condition of the Detention Center will meet Constitutional and other legal requirements and will help protect the health and safety of persons detained, detention center staff and the general public; and

WHEREAS, the Detention Standards are voluntary and not mandatory and are intended to serve as guidelines to best practices rather than establishing a required or mandated outcome.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the 2012 Final Draft of the Montana Association of Counties and Montana Sheriffs and Peace Officers Detention Standards are hereby adopted for the purpose of providing guidance in the development of detention center policies and procedures and any future alteration or new construction of detention center physical facilities. It is not intended that the Detention Standards establish any immediate requirements, rather the standards are adopted to help shape the development of policies and procedures and physical facility decisions regarding the Detention Center and to inform, within the limits of available resources, future budget decisions regarding services, staffing, and facilities at the Detention Center.

BE IT FURTHER RESOLVED That the adoption of the Detention Standards does not create any right in any person not already established by the Constitution or other applicable law related to the Detention Center. The Detention Standards are adopted solely for the purpose of guiding the County in the future and ongoing operation of the detentions center subject to the limitations imposed by the facility and the availability of resources.

Adopted this 7th day of May, 2014 as moved by Commissioner Hoppes, seconded by Commissioner Broesder, and passed on a 3-0 vote of the 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 L Farkell, Clerk and Recorder

/s/ Janice Hoppes  
Janice Hoppes, Member

CHANGE COMMISSIONER MEETING DATE – May 7, 2014

Commissioners will be attending a Gravel Roads Workshop on Wednesday, May 28. Commissioner Hoppes moved to hold the regular weekly meeting on Tuesday, May 27 at 10:00 a.m. Commissioner Broesder seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer

DATE, TIME AND PLACE SET FOR PUBLIC HEARING OF PROPOSED PROJECTS FOR USE OF CTEP FUNDS – May 7, 2014

Commissioner Hoppes moved to set Tuesday, May 27 at 10:00 a.m. in the Commissioners' office as the date, time and place for a public hearing on proposed projects for use of the county's CTEP funds. Commissioner Broesder seconded. Motion carried.

ELECTION JUDGES APPOINTED – May 7, 2014

Commissioner Hoppes moved to appoint the following as election judges through May, 2015:

COURTHOUSE Beverly J Widhalm Rose Marie Peterman Carol J Johns Jane M Holzer Jeanette Mcclain Judy R Larson Karen E Nelsen Karla J Breeding	HEART BUTTE – PCT 20 Brenda Cook Carl Spotted Bear Shawn Hall Tanya Montoya	CONRAD - PRECINCT 24 Marilyn M Waite Daniel E Picard Marliss G Picard Beverly Anderson Alice Garman Diana Agre
BRADY - PRECINCT 19 Clint Rouns Vicky Hemry Terri VandenBos Jeanne Long	VALIER - PRECINCT 34 Lalonne Stokes Jessie Wunderlich Donna Mae Minarik Trina Jo Bradley	CONRAD - PRECINCT 27 Mourine Grubb Betty McBratney Patricia Jones Dan A Wilcox Deborah Wilcox
DUPUYER - PRECINCT 23 Susan Lee Anderson Leanne M Hayne Laura Miller Nancy Williams	VALIER - PRECINCT 35 Raylene Stark Mary Jean Brophy Joan Marie Layne Diana Felton Sharon Walston, Greeter Others as needed	CONRAD - PRECINCT 29 Cheryl Tornga Reta Rae Weisgram Donovan D Weisgram Jerry R Walston June Hovde Beverly Anderson

Commissioner Broesder seconded. Motion carried. Also attending was Buck Traxler, Editor of the Independent Observer

DATE, TIME AND PLACE SET FOR PUBLIC HEARING OF COUNTY COMPENSATION BOARD – May 7, 2014

Commissioner Broesder moved to set Thursday, June 12, 2014 at 9:00 a.m. in the Commissioners' office as the date, time and place for a public hearing of the County Compensation Board regarding compensation for elected officials for fiscal year 2014-15. Commissioner Hoppes seconded. Motion carried.

LISTENING SESSIONS REGARDING NEED FOR LITTER ORDINANCE AND/OR COMMUNITY DECAY ORDINANCE IN PONDERA COUNTY, EXCLUDING INCORPORATED CITY AND TOWN AND BLACKFEET RESERVATION – May 12, 2014

The Commissioners have been considering adopting ordinances with enforcement procedures to better contain litter and community decay situations in the rural area of the County. Incorporated areas (City of Conrad and Town of Valier) have such ordinances but the county does not. Before deciding whether to proceed with drafting ordinances, the Commissioners held three listening sessions to garner the opinion of the rural citizens.

Basically, litter means any quantity of uncontained or openly stored solid waste which may be classed as trash, debris, rubbish, refuse, garbage or junk and the litter ordinance can include a fine of up to \$200 per day. "Community decay" refers to a public nuisance created by allowing rubble, debris, junk, or refuse to accumulate resulting in conditions that are injurious to health, indecent, offensive to the senses, or obstruct the free use of property so as to interfere with the comfortable enjoyment of life or property. Normal farming, ranching or other agricultural operations or to a farm, ranch or other agricultural facility and any appurtenances thereof, during the course of its normal operations are exempt as are normal activities at a shooting range. Specific Montana laws relating to litter and community decay are found in Montana Code Annotated, Title 7, Part 21.

Copies of a 1973 Pondera County resolution (not an ordinance) and the Cascade County litter ordinance were distributed at each meeting. Corrine Rose, County Sanitarian, provided an overview of the junk vehicle program and the experience of Cascade County which has adopted both a community decay and a litter ordinance. Basically, litter means any quantity of uncontained or openly stored solid waste which may be classed as trash, debris, rubbish, refuse, garbage or junk. "Community decay" refers to a public nuisance created by allowing rubble, debris, junk, or refuse to accumulate resulting in conditions that are injurious to health, indecent, offensive to the senses, or obstruct the free use of property so as to interfere with the comfortable enjoyment of life or property.

At each meeting, the County Sanitarian, Corrine Rose, presented an overview of Montana law and the Montana Constitution that apply to litter and community decay. She emphasized that when she has had to contact people regarding litter or decay, the vast majority of owners have taken care of the problem with no further need for action. However, there are times that the problem does not get taken care of and without an ordinance in effect, the ability to move forward to get the matter resolved is hampered. She noted that her opinion of the ordinances would be as a tool in the process.

County Attorney, Mary Ann Ries, was all present at all meetings. She was able to answer questions based on Montana law and stated the ordinances would allow the county the legal authority to clean up debris and charge the owner for costs by placing the costs on the tax bill.

All presenters emphasized that the ordinances would contain language that is consistent with Montana law, including, but not limited to, that the process would only begin after receipt of a written complaint, an inspection by the authorized representative of the county, notice to the owner with the opportunity to remove or clean up the problem, only upon failure to resolve the problem would the matter be moved to the justice court and the usual civil process would be applied. The ordinances would include a penalty of a fine of no more than \$200 per day and/or a misdemeanor offense.

If the public is generally in favor of the ordinances, the commissioners intend to name a working group of citizens to work with them, the County Attorney, Sheriff and Sanitarian, to draft the ordinances.

The meeting dates and times were published in The Independent-Observer and The Valierian.

At the Brady meeting, (May 12, 2014 at 7:00 p.m. at the Community Hall) only one citizen was in attendance for the full meeting and one other citizen was able to hear a brief overview before having to leave. Neither expressed any opposition to the drafting of the ordinances.

At the Dupuyer meeting, (May 13, 2014 at 7:00 p.m. at the Community Hall) approximately 50 citizens were in attendance for the meeting. A show of hands was requested whether to move forward to draft the ordinance and the result was about three to one in favor of doing so.

At the Conrad meeting, (May 14, 2014 at 7:00 p.m. at the Commissioners' office) one citizen attended the meeting. No opposition to moving forward was expressed.

DRAFTING OF LITTER ORDINANCE AND COMMUNITY DECAY ORDINANCE TO PROCEED – May 14, 2014

Commissioner Broesder moved to form a task force of citizens to assist with drafting of a litter ordinance and a community decay ordinance. Commissioner Hoppes seconded. Motion carried.

Also attending was Ken Wheeler, John Stokes, Road Supervisor, and Buck Traxler, Editor of the Independent Observer

CONTRACT FOR HVAC SYSTEM EVALUATION AND RECOMMENDATION – May 14, 2014

Commissioner Hoppes moved to accept the agreement between Pondera County and Everson-Cordeiro Engineering for evaluation and recommendation of construction costs to repair or replace the HVAC system at the Pondera County Courthouse for a fee of \$2,600. Commissioner Broesder seconded. Motion carried.

Also attending was Ken Wheeler, John Stokes, Road Supervisor, and Buck Traxler, Editor of the Independent Observer.

PURCHASE OF PERMANENT NON-EXCLUSIVE EASEMENT – May 14, 2014

In order to be eligible for FEMA funds to mitigate Willow Rounds damage due to flooding, a permanent non-exclusive easement must be purchased from State Lands from the County. The cost of the easement is \$225/acre.

Commissioner Broesder moved to purchase a 2.15 acre permanent non-exclusive easement on Willow Rounds Road for a total of \$483.75. Commissioner Hoppes seconded. Motion carried.

Also attending was Ken Wheeler, John Stokes, Road Supervisor, and Buck Traxler, Editor of the Independent Observer.

RENEWAL OF COUNTY'S GROUP HEALTH INSURANCE COVERAGE FOR FISCAL YEAR 2013-14 – May 14, 2014

The County Insurance Committee met and recommended two options for health insurance renewal; the current plan which offers a lower deductible, copay for office visits, and prescription coverage and a higher deductible plan, which is a lower premium, with the county depositing the difference in the premium into a Health Savings Account.

Commissioner Hoppes moved to approve the renewal of the county's group health insurance plan with Joint Powers Trust (JPT), administered by Employee Benefit Management Services (EBMS), offering the lower deductible plan that is current offered as well as a high deductible plan with a Health Savings Account. Commissioner Broesder seconded. Motion carried.

Also attending was Ken Wheeler, John Stokes, Road Supervisor, and Buck Traxler, Editor of the Independent Observer.

APPROVE PROPOSAL FOR SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM – EDUCATION CONTRACT – May 14, 2014

Commissioner Broesder moved and Commissioner Hoppes seconded to approve the Supplemental Nutrition Assistance Program – Education for October 1, 2014 through September 30, 2015. Motion carried.

Also attending was Ken Wheeler, John Stokes, Road Supervisor, and Buck Traxler, Editor of the Independent Observer.

RESOLUTION AUTHORIZING PARTICIPATION IN THE INTERCAP PROGRAM – ADOPTED - May 14, 2014

PONDERA COUNTY  
RESOLUTION NO. 44 – 2013/14

RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA ANNUAL ADJUSTABLE RATE TENDER OPTION MUNICIPAL FINANCE CONSOLIDATION ACT BONDS (INTERCAP REVOLVING PROGRAM), APPROVING THE FORM AND TERMS OF THE LOAN AGREEMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF PONDERA COUNTY (the Borrower) AS FOLLOWS:

**May 2014**

## ARTICLE I

## DETERMINATIONS AND DEFINITIONS

Section 1.01. Definitions. The following terms will have the meanings indicated below for all purposes of this Resolution unless the context clearly requires otherwise. Capitalized terms used in this Resolution and not defined herein shall have the meanings set forth in the Loan Agreement.

Adjusted Interest Rate means the rate of interest on the Bonds determined in accordance with the provisions of Section 3.03 of the Indenture.

Authorized Representative shall mean the officers of the Borrower designated and duly empowered by the Governing Body and set forth in the application.

Board shall mean the Board of Investments of the State of Montana, a public body corporate organized and existing under the laws of the State and its successors and assigns.

Board Act shall mean Section 2-15-1808, Title 17, Chapter 5, Part 16, MCA, as amended.

Bonds shall mean the Bonds issued by the Board pursuant to the Indenture to finance the Program.

Borrower shall mean the Borrower above named.

Indenture shall mean that certain Indenture of Trust dated March 1, 1991 by and between the Board and the Trustee pursuant to which the Bonds are to be issued and all supplemental indentures thereto.

Loan means the loan of money by the Board to the Borrower under the terms of the Loan Agreement pursuant to the Act and the Borrower Act and evidenced by the Note.

Loan Agreement means the Loan Agreement between the Borrower and the Board, including any amendment thereof or supplement thereto entered into in accordance with the provisions thereof and hereof.

Loan Agreement Resolution means this Resolution or such other form of resolution that the Board may approve and all amendments and supplements thereto.

Loan Date means the date of closing a Loan.

Loan Rate means the rate of interest on the Loan which is initially 1.00% per annum through February 15, 2015 and thereafter a rate equal to the Adjusted Interest Rate on the Bonds and up to 1.5% per annum as necessary to pay Program Expenses.

Note means the promissory note to be executed by the Borrower pursuant to the Loan Agreement, in accordance with the provisions hereof and thereof, in substantially the form set forth in the Promissory Note, or in such form that may be approved by the Board.

Program shall mean the INTERCAP Program of the Board pursuant to which the Board will issue and sell Bonds and use the proceeds to make loans to participating Eligible Government Units.

Project shall mean those items of equipment, personal or real property improvements to be acquired, installed, financed or refinanced under the Program as set forth in the Description of the Project/Summary of Draws.

Security Instrument means a security agreement in substantially the form set forth, and, a Uniform Commercial Code financing statement, in a form acceptable to the Board and the Trustee granting a security interest in, or a lien on, the property constituting the Project or other real or personal properties added to or substituted therefor.

Trustee shall mean U. S. Bank National Association (formerly known as First Trust Company of Montana National Association) and its successors.

Section 1.02. Authority. The Borrower is authorized to undertake the Project and is further authorized by the Borrower Act to enter into the Loan Agreement for the purpose of obtaining a loan to finance or refinance the acquisition and installation costs of the Project.

Section 1.03. Execution of Agreement and Delivery of Note. Pursuant to the Indenture and the Board Act, the Board has issued and sold the Bonds and deposited a part of proceeds thereof in the Loan Fund held by the Trustee. The Board has, pursuant to the Term Sheet, agreed to make a Loan to the Borrower in the principal amount of \$622,578.00 and upon the further terms and conditions set forth herein, and as set forth in the Term Sheet and the Loan Agreement.

## ARTICLE II

## THE LOAN AGREEMENT

Section 2.01. Terms. (a) The Loan Agreement shall be dated as of the Loan Date, in the principal amount of \$622,578.00 and shall constitute a valid and legally binding obligation of the Borrower. The obligation to repay the Loan shall be evidenced by a Promissory Note. The Loan shall bear interest at the initial rate of 1.00% per annum through February 15, 2015 and thereafter at the Adjusted Interest Rate, plus up to 1.5% per annum as necessary to pay the cost of administering the Program (the Program Expenses). All payments may be made by check or wire transfer to the Trustee at its principal corporate trust office.

(b) The Loan Repayment Dates shall be February 15 and August 15 of each year.

(c) The principal amount of the Loan may be prepaid in whole or in part provided that the Borrower has given written notice of its intention to prepay the Loan in whole or in part to the Board no later than 30 days prior to the designated prepayment date.

(d) The Prepayment Amount shall be equal to the principal amount of the Loan outstanding, plus accrued interest thereon to the date of prepayment.

(e) Within fifteen days following an Adjustment Date, the Trustee shall calculate the respective amounts of principal and interest payable by each Borrower on and with respect to its Loan Agreement and Note for the subsequent August 15 and February 15 payments, and prepare and mail by first class mail a statement therefor to the Borrower.

Section 2.02. Use and Disbursement of the Proceeds. The proceeds of the Loan will be expended solely for the purposes set forth in the Description of the Project/Summary of Draws. The proceeds from the sale of the Note to the Board shall remain in the Borrower's Account pending disbursement at the request of the Borrower to pay the budgeted expenditures in anticipation of which the Note was issued. Requests for disbursement of the Loan shall be made to the Board. Prior to the closing of the Loan and the first disbursement, the Borrower shall have delivered to the Trustee a certified copy of this Resolution, the executed Loan Agreement and Note in a form satisfactory to the Borrower's Counsel and the Board's Bond Counsel and such other certificates, documents and opinions as set forth in the Loan Agreement or as the Board or Trustee may require. The Borrower will pay the loan proceeds to a third party within five business days after the date they are advanced (except for proceeds to reimburse the Borrower for previously paid expenditures, which are deemed allocated on the date advanced).

Section 2.03. Payment and Security for the Note. In consideration of the making of the Loan to the Borrower by the Board, the provisions of this Resolution shall be a part of the Agreement of the Borrower with the Board. The provisions, covenants and Agreements herein set forth to be performed by or on behalf of the Borrower shall be for the benefit of the Board. The Loan Agreement and Note shall constitute a valid and legally binding obligation of the Borrower and the principal of and interest on the Loan shall be payable from the general fund of the Borrower, and any other money and funds of the Borrower otherwise legally available therefor. [The repayment of the Loan shall be secured by a security interest in the Project being financed.] The Borrower shall enforce its rights to receive and collect all such taxes and revenues to insure the prompt payment of the Borrower obligations hereunder.

Section 2.04. Representation Regarding the Property Tax Limitation Act. The Borrower recognizes and acknowledges that the amount of taxes it may levy is limited by the state pursuant to Section 15-10-402, et. seq. (the Property Tax Limitation Act). The Borrower is familiar with the Property Tax Limitation Act and acknowledges that the obligation to repay the Loan under the Agreement and Note are not exceptions to the provisions of the Property Tax Limitation Act. The Borrower represents and covenants that the payment of principal of and interest on the Loan can and will be made from revenues available to the Borrower in the years as they become due, notwithstanding the provisions of the Property Tax Limitation Act.

Section 2.05. Levy and Appropriate Funds to Repay Loan. The Borrower agrees that in order to meet its obligation to repay the Loan and all other payments hereunder that it will budget, levy taxes for and appropriate in each fiscal year during the term of the Loan an amount sufficient to pay the principal of and interest hereon within the limitations of the Property Tax Limitation Act, as may be amended, and will reduce other expenditures if necessary to make the payments hereunder when due.

ARTICLE III
CERTIFICATIONS, EXECUTION AND DELIVERY

Section 3.01. Authentication of Transcript. The Authorized Representatives are authorized and directed to prepare and furnish to the Board and to attorneys approving the validity of the Bonds, certified copies of this Resolution and all other resolutions and actions of the Borrower and of said officers relating to the Loan Agreement, the Note, the Security Agreement and certificates as to all other proceedings and records of the Borrower which are reasonably required to evidence the validity and marketability of the Note. All such certified copies and certificates shall be deemed the representations and recitals of the Borrower as to the correctness of the statements contained therein.

Section 3.02. Legal Opinion. The attorney to the Borrower is hereby authorized and directed to deliver to the Board at the time of Closing of the Loan his or her opinion regarding the Loan, the Loan Agreement, the Note and this Resolution in substantially the form of the opinion set forth in the Attorney's Opinion.

Section 3.03. Execution. The Loan Agreement, Note, Security Agreement and any other document required to close the Loan shall be executed in the name of the Borrower and shall be executed on behalf of the Borrower by the signatures of the Authorized Representatives of the Borrower.

PASSED AND APPROVED by the Pondera County Board of Commissioners this 14th day of May, 2014.

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

TAX CANCELLATION APPROVED – May 21, 2014

Commissioner Hoppes moved to approve tax cancellation 955. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County Business. Also attending was Buck Traxler, Editor of the Independent Observer

Table with 4 columns: NUMBER, REASON, CANCEL, ADD-ON, PARCEL #. Row 1: 955, Late property tax assistance, 58.59, 2041500

ENCROACHMENT AGREEMENT APPROVED – May 21, 2014

Commissioner Hoppes moved and Commissioner Christiaens seconded to approve the Encroachment Agreement requested by Connolly Angus, Inc to install a mainline 10” under Dean Road at the point where Dean Road and Rock City Road intersect. Motion carried. Commissioner Broesder was away on County Business. Also attending: Buck Traxler, Editor of The Independent-Observer.

APPROVAL OF FIFTH DRAWDOWN FOR BRADY COUNTY WATER & SEWER DISTRICT CDBG – May 21, 2014

Commissioner Hoppes moved to approve the Drawdown #5 on the Community Development Block Grant (CDBG) #MT-CDBG-11PF-07 for the Brady County Water & Sewer District in the amount of \$62,661.10. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

AMENDMENT TO WOMEN, INFANTS, & CHILDREN PROGRAM APPROVED – May 21, 2014

Commissioner Hoppes moved and Commissioner Christiaens seconded to approve the amendment to the Women, Infants, & Children program contract to increase the 2013-14 program revenues from \$17,805 to \$19,793.85. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

BOARD APPOINTMENT – CENTRAL MONTANA TOURISM BOARD – May 21, 2014

Commissioner Hoppes moved to re-appoint Judy King to the Central Montana Tourism Board of Directors for a 3-year term. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

RESOLUTION AUTHORIZING BUDGET AMENDMENTS – WOMEN, INFANTS, AND CHILDREN PROGRAM GRANT – ADOPTED – May 21, 2014

**PONDERA COUNTY MONTANA  
RESOLUTION #45 – 2013/14**

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 Health and Human Services has notified Pondera County of an additional \$1,989 grant funds for program year 2014 under the Women, Infants, and Children (WIC) Grant Program, and the WIC Program 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 May 21, 2014 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 WIC Program Grant, be amended to show the receipt and expenditures, as follows:

Revenue	Description	Prior Amount	New Amount
2971-331141	Grant Revenue	\$ 19,035	\$ 21,024

  

Expenditure	Description	Prior Amount	New Amount
2971-401-440171	110 Salaries & Wages	\$ 12,812	\$ 13,806
2971-401-440171	140 Payroll Benefits	2,478	2,810
2971-401-440171	210 Supplies	400	1,063

Adopted this 21<sup>st</sup> day of May, 2014 as moved by Commissioner Hoppes, seconded by Commissioner Christiaens and passed on a 2-0 vote of the board. Effective on passage and approval.

PONDERA COUNTY COMMISSIONERS  
Pondera County, Montana

/s/ Joseph Christiaens  
Joseph Christiaens, Chairman

Absent  
Sandra J. Broesder, Member

ATTEST:

/s/ Kody L Farkell  
Kody L. Farkell, Clerk & Recorder

/s/ Janice Hoppes  
Janice Hoppes, Member

APRIL MINUTES APPROVED – May 21, 2014

Commissioner Hoppes moved to approve the April 2014 Minutes of the Commissioners. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

APPROVED PLACEMENT OF CONRAD CHAMBER OF COMMERCE STORAGE BUILDING – May 21, 2014

Commissioner Hoppes moved to approve the Conrad Chamber of Commerce's request to place a storage building at the Conrad Airport under the condition that the building be sided or painted before it is placed. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

CLOSE OUT CERTIFICATION FOR PORT AUTHORITY HOUSING PROGRAM SIGNED – May 21, 2014

At the April 2, 2014, Commissioners meeting, Commissioners voted to approve sponsorship of a Neighborhood Stabilization Program non-competitive housing (remodeling) program for the Pondera Regional Port Authority. No projects were started by the Port Authority. Commissioner Hoppes moved to submit a closeout certification verifying that there were no third party claims and that there were no expenditures for the program. Commissioner Christiaens seconded. Motion carried. Commissioner Broesder was away on County business. Also attending was Buck Traxler, Editor of The Independent Observer.

TAX ABATEMENTS APPROVED – May 27, 2014

Commissioner Broesder moved to approve tax cancellation 956 and 958. Commissioner Hoppes seconded. Motion carried.

<u>NUMBER</u>	<u>REASON</u>	<u>CANCEL</u>	<u>ADD-ON</u>	<u>PARCEL #</u>
956	Audit findings by industrial appraiser		\$1,094.48	360100
957	Audit findings by industrial appraiser		\$288.70	360100
958	Audit findings by industrial appraiser		\$973.24	360100

NATIONAL ASSOCIATION OF COUNTIES VOTING DELEGATE NAMED – May 27, 2014

Commissioner Hoppes moved to appoint Commissioner Broesder as the County's voting delegate to the National Association of Counties' convention to be held in New Orleans, Louisiana with Harold Blattie as an alternate. Commissioner Christiaens seconded. Motion carried.

LOCAL CTEP PROGRAM ADMINISTRATOR NAMED – May 27, 2014

Commissioner Broesder moved to designate Commissioner Hoppes as the local CTEP Program Administrator. Commissioner Christiaens seconded. Motion carried.

RESOLUTION ALLOWING BALLOT ISSUE TO LEVY TAXES ON ALL PROPERTY OWNERS IN ORDER TO PROVIDE FUNDING FOR THE PONDERA MEDICAL CENTER – ADOPTED – May 27, 2014

RESOLUTION # 46 - 2013/14

ALLOWING BALLOT ISSUE TO LEVY  
TAXES ON ALL PROPERTY OWNERS  
IN ORDER TO PROVIDE FUNDING  
FOR THE PONDERA MEDICAL CENTER

WHEREAS the Board of County Commissioners has received a request from the Board of Directors of the Pondera Medical Center to place a levy request on the November 4 2014 ballot; and

WHEREAS the deadline to submit ballot issue language to the County Election Administrator is June 23, 2014.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that a ballot issue be placed on the November 4, 2014 ballot in order that the voters may approve or disapprove an additional mill levy to provide \$175,000 each year, beginning with tax year 2016, for ten (10) years for the purpose of funding capital equipment and/or building improvements at the county-owned buildings leased to the Pondera Medical Center.

BE IT FURTHER RESOLVED that, subject to the approval of the Pondera County Clerk and Recorder and County Attorney, the form on the ballot shall be as follows:

PONDERA MEDICAL CENTER TAX LEVY

*Shall the Pondera County Board of County Commissioners be authorized to levy sufficient mills, being approximately 12.6, to generate \$175,000, plus an inflationary factor allowed by Montana law, for a period of ten (10) years, beginning with tax year 2016, to fund capital purchases and/or building improvements at the county-owned buildings leased to the Pondera Medical Center? The fiscal impact on a home having a market value of \$50,000 is estimated to be \$8.23 each year of the levy; on a home having a market value of \$100,000 is estimated to be \$16.46 each year of the levy; and on a home having a market value of \$200,000 is estimated to be \$32.93 each year of the levy.*

*Additional Information: In 1994, the voters approved a bond issue to fund construction and remodeling of the county-owned buildings leased to the Pondera Medical Center. Since tax year 1995, real property has been taxed at approximately 11.0 mills each year to generate approximately \$153,000 in revenue to pay the annual payment. In tax year 2015, the final payment of the bond will be made and, if the above requested levy is approved, its first levy will be in tax year 2016.*

\_\_\_\_\_ FOR the additional levy

\_\_\_\_\_ AGAINST the additional levy

Adopted this 27th day of May, 2014 as moved by Commissioner Hoppes, 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/ Joseph Christiaens  
Joseph Christiaens, Chairman

\_\_\_\_\_  
Absent  
Sandra J. Broesder, Member

ATTEST:

\_\_\_\_\_  
/s/ Kody L Farkell  
Kody L. Farkell, Clerk & Recorder

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/s/ Janice Hoppes  
Janice Hoppes, Member

CLAIMS APPROVED FOR PAYMENT – May 30, 2014

<u>FUND</u>	<u>AMOUNT</u>
GENERAL	\$ 33,694.59
ROAD	26,241.84
BRIDGE	4,604.23
WEED	905.20
AIRPORT	783.28
AMBULANCE	179.23
EXTENSION SERVICE	2,689.54
PUBLIC SAFETY (LAW ENFORCEMENT)	7,653.72

HEALTH INSURANCE - EMPLOYER CONTRIBUTION	699.63
RECORDS PRESERVATION	196.17
BRADY LIGHTS MAINTENANCE	328.63
911 EMERGENCY	1,142.93
LAND USE PLANNING	400.00
NORTHERN TRANSIT INTERLOCAL	258.95
BUCKLE UP MT	326.10
EMERGENCY PREPAREDNESS GRANT	186.39
BREAST & CERVICAL SCREENING	25.00
IMMUNIZATION BILLING GRANT	98.00
WIC GRANT	136.21
MATERNAL CHILD HEALTH	80.84
IMMUNIZATION ACTION PROGRAM	92.96
TOBACCO USE PREVENTION GRANT	225.53
NAPA GRANT	106.50
JUNK VEHICLE GRANT	33.20
MBCC GRANT - PURCHASE TASERS	5,996.00
PUBLIC SAFETY CAP IMPROV	471.00
REFUND FUND	9,664.77
TOTAL CLAIMS	\$ 97,220.44
TOTAL PAYROLL	<u>207,412.98</u>
TOTAL CLAIMS AND PAYROLL FUNDS	<u><u>304,633.42</u></u>

**ADJOURNMENT**

The meeting adjourned at 5:00 p.m. on May 30, 2014. Pondera County, Montana

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Joseph Christiaens, Chairman

ATTEST:

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Kody Farkell, Clerk & Recorder