

**COMMISSIONER MEETING**  
**515 Broadway, Townsend, MT 59644**  
**March 18, 2019**

Commissioner Mike Delger called the meeting to order at 10:01 a.m. Commissioners Laura Obert and Darrel Folkvord were also present.

**Public Comment**

Mike Koehnke passed out some worksheets about flooding to the Commissioners and community members. Ed Shindoll and Bert's Hardware have sandbags if anyone needs some.

Shirley Wilson requested information about the termination of Julie Lethert.

Nikki Willoughby mentioned that the county calendar for January through March has not been updated.

**Approval of Minutes**

Commissioner Obert moved to approve the minutes for March 11, 2019. Commissioner Folkvord seconded the motion. All in favor. Motion carried.

**Payroll Claims**

Commissioner Folkvord moved to approve payroll for pay date 2.28.19 in the amount of \$171,848.08. Commissioner Obert seconded the motion. All in favor. Motion carried.

Commissioner Folkvord made a motion to pay approved fuel claim dated 3/4/19 for \$245.93. Commissioner Obert seconded the motion. All in favor. Motion carried.

Commissioner Obert made a motion to pay approved claims dated 3/7/19 for \$108,809.49. Commissioner Folkvord seconded the motion. All in favor. Motion carried.

Commissioner Delger went through mail.

**Vehicle Management Program**

Commissioner Obert mentioned that the county has a number of fleet vehicles that need someone to take care and maintain them. Commissioner Obert suggested having a working meeting with

some of the department heads and discuss a plan to assign someone to do that. The Commissioners will have a meeting to discuss ideas. Commissioner Obert also mentioned possibly having seasonal workers, teachers, or high school students as other options.

Sheriff Meehan stated that Sergeant Buck is the Fleet Manager for all the Sheriff's Office vehicles and will continue to be.

Commissioner Delger opened the Public Hearing.

### **Public Hearing- To Increase Solid Waste Assessment Fee**

Mary Hendrickson, Public Works Supervisor, was present.

The proposed fee increase is from \$128 to \$185.

Dave Standish suggested that the dumpster site should remain open in Radersburg. It was also mentioned that there are contractors, ranchers, and farmers who are dumping everything in the Radersburg dumpsters so there should be man power there to oversee.

Nikki Willoughby mentioned that there was no option in the Solid Waste Assessment about hiring a contractor to come and service Broadwater County. Also, she did not see where any of the Solid Waste Board meetings were scheduled on the website. She asked if a contractor was considered.

Shirley Wilson asked how raising the fee 44% will save the county money.

Dave Clouse asked if a phase approach had been considered regarding the closing of the Radersburg site. He suggested picking one of the dump sites in the county, possibly one that brings the most problems, and try the proposed plan on that particular one.

Sue Allen asked if she could have the option not to get a trash card if it is not needed. She also stated that people from the south side of the county are dumping in the Radersburg dump site.

Commissioner Delger closed the Public Hearing and reopened the Commission general business meeting.

Mary Hendrickson passed out a pamphlet about the Solid Waste Management Operations. She stated that there has been inflation since 2001, when the \$128 fee was put into place. She has been working with the Solid Waste Board about this fee. Mary shared an email that Brian and Tiana Feller from Winston wrote to the County. Also, Tom Williams sent an email to the Commissioners opposing the closing of the Radersburg dump site.

Commissioner Folkvord stated that the increase in the fee was to cover the operations of Solid Waste. It's around \$333,000 to manage assessments and cost around \$500,000 to operate. The Capital Improvement Fund can make available funds ready to purchase new equipment and make repairs. Commissioner Folkvord mentioned that he did research on his own about this topic. He reached out to the Lazy HM residents because they pay an independent contractor for Solid Waste services. They pay around \$18.50/per month which is around \$220/per year. He

mentioned that Toston is about 44 miles away from Helena, which is farther than Lazy HM Estates so the cost would probably be around \$20/per month.

Mary Hendrickson stated that she is looking into a burn site in Toston. She's working with DEQ on that. Commissioner Folkvord mentioned that this plan is flexible, it's not a hard plan at the moment. Commissioner Delger asked Mary if and when the Solid Waste Department gets out of their budget deficiently, can the raised fees be reassessed and go down. Mary stated potentially.

Dan Pate asked if the county has gotten a bid from Tri-County. Mary said the county is in a 3-year local agreement with Lewis & Clark County so that is not an option at this point. She stated that she hopes the Solid Waste budget is back on track as of 2021. She let the community know that there is a fact sheet on the website.

Commissioner Obert moved to approve the resolution as stated that the Solid Waste fees be raised from \$128 to \$185/per year. Commissioner Folkvord seconded the motion. All in favor. Motion carried.

#### **Solid Waste/Public Works- Solid Waste Plan for Canister site/departamental operations**

Mary stated that the deficiency was found in the Solid Waste budget in 2016. Mary passed out an informational handout.

Commissioner Folkvord suggested that the department sell the Skid-steer and purchase a scale. There are four options that the department is looking at to resolve the deficiency. A modification of Option 4 is what is on the table.

Mary asked for approval of the plan and to hire one full-time employee and four part-time employees to have the man power for Option 4. Commissioner Folkvord asked Mary if she would consider closing the Toston dump site instead of Radersburg, but also to meet with her board and consider other options. She said yes. Commissioner Folkvord also requested to see a time frame in the plan as to when the plan can be reassessed.

There will be another report before a final decision is made.

#### **Johnny Crow Amicus Brief Support & use of grant**

Commissioner Obert moved to further support the Johnny Crow Project through the 9<sup>th</sup> Circuit appeal with the use of \$1000 of the grant. Commissioner Folkvord seconded the motion. All in favor. Motion Carried.

#### **Opportunity Bank Building**

Opportunity Bank accepted the County's offer to purchase that building for ambulance storage, office, training and meeting space. However, there still needs to be a clean environment assessment. Commissioner Obert would like to have some working meetings with all the departments involved to talk about use of that space.

The Board of Investments will be the lender.

#### **Nichole Brown-Proportional Share of County Roads**

Nichole reached out to surrounding counties for input on proportional share

- Do Developers need to pay the proportional share?
    - o Lewis & Clark County has it in their resolutions
    - o Gallatin County does it case by case
    - o Jefferson County never has required this
    - o Madison County has the developer carry the burden
  - Should the county implement a timeline on family transfer?
    - o Gallatin County has no official document but do have a testimony from the owner stating that they won't sell/transfer property for two years.
    - o Lewis & Clark County had no response
    - o Jefferson County require a 1-year waiting period
    - o Madison County requires a 180 day waiting period
- Nichole believes Broadwater County should implement a timeline.
- Shared Driveways when planning Subdivisions?
    - o Gallatin County requires that the developer has to create a 60-ft easement dedicated to the public.
    - o Jefferson County has no regulations
    - o Madison County is similar to Broadwater
    - o Lewis & Clark gave no response

Evasion of Subdivision Laws – need to continue discussions.

Nichole mentioned that it's a good idea to have language in the regulations about Evasion Criteria.

Commissioner Obert requested that Nichole reach out to Ravalli and Beaverhead County for their input on the questions stated above, as they have experienced fast growth and are similar in make-up to Broadwater County.

### **Valley Drive**

- 1) The owners have to petition for the road to become public.
- 2) The Commission can get a 60-ft easement to the county.

### **Sheriff Meehan Report**

Sheriff Meehan mentioned having an Inter-local agreement with Gallatin County. The Sheriff's Office new hire (deputy) will be stationed in Wheatland.

### **Other News**

Bridger Brewing is willing to donate land/property for Public Works/Fire/Sheriff's Office.

Request from Carla Amundson to be put on the agenda for March 25, 2019.

Volunteers of America are assisting Veterans with their needs.

Commissioner Delger recessed the meeting at 12:40 p.m. until closed door meeting with Cory Swanson at 1:30 p.m.

Closed Door meeting with Cory Swanson at 1:30 p.m.

Closed Door meeting with Broadwater County vs. Teamster #2 at 3 p.m.

Commissioner Delger adjourned meeting at 3:12 p.m.

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**Mike Delger, Chairman**

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**Attest:**

**Ann Rauser, Deputy Clerk and Recorder**