

Monday, April 29, 2013

PRESENT Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Commissioner's.

PRECONVENE

9:40 AM-Elin Westover, County Extension Agent met to review information she found on training for Department Heads and Board Members. Elin will return with possible dates for training.

CONVENE

9:45 AM-Steve Zachmann, High-Tech Construction met to report on the Dispatch addition project. Steve stated they are ahead of schedule and by June 1st should be ready for Bob Brenner, Tab Electronics.

Site viewing-Commissioner Ranum asked if they needed to wear hard hats when viewing the site. Steve stated at this time they are not working over head so it would not be necessary until that time.

Site work-Electricians will do the rough-in; Sawhorse should then be ready to sheetrock and get the communication room ready for Tab Electronics. Air-Conditioner-The only issue is deciding when to move the air-conditioner. The tower crew will be in to switch over to the new tower so there should be no break in service. Outside door colors were discussed. The existing brick was cut back too far from the new wall on the North end; Contractor will come and make the correction to that.

Construction meeting-Steve will update the Commission with the next Construction meeting (May) date and time.

BAKER RURAL FIRE/ROAD QUESTIONS

9:50 AM-Richard Chester joined the discussion.

Rural Fire-Baker Rural Fire moved a 14 x 40 building from Sikorski's to Richard's property. The purpose is to house a tender for fire suppression. Bruski's will operate the truck and both will be kept on Chester's property. Rural Fire would like permission to have gravel based laid for the building and the Rural Fire will then skid the building to the gravel base and stake it to the ground. The Commission will discuss this with Bobby Wiedmer, Road Foreman, but they have no problem with this.

Office-Richard's office located on Moore Lane is located in a swampy area. Richard would like to build a ramp so he does not have to drive through this swampy area to get to his building. Richard also discussed placement of a culvert. Commissioner Ranum stated the County is working on a Drainage plan for the North Baker area and suggested Richard visit with the Planner and Jon Brosz, Brosz Engineering about the floodway. The existing culvert on Moore Lane is too high and water backs up and runs into his building. Richard explained a former Road Foreman explained the reason the culvert was set too high was due to an existing gas line which was in the way of the culvert. The Commission will have the Road Foreman come and look at it; Richard will talk to Desiree' and Jon Brosz.

ROAD/SHOP REPORT

10:10-Bobby Wiedmer, Road Foreman and **Alba Higgins**, Shop Foreman met to present the Road/Shop Report.

Richard Chester rejoined the group to discuss his previous conversation with the Commission.

Rural Fire Building-The Commission approved taking the gravel for the Rural Fire building to Richard's.

Office-Richard discussed the drainage at his shop on Moore Lane. Bobby stated he did know there was an issue with the culvert due to a gas line which runs below and phone lines that run above the culvert. Bobby will go take a look at it; Brosz Engineering and Desiree' Thielen, Planner will also be contacted. Richard left the meeting.

ROAD/SHOP REPORT

10:15-AM-Commissioner Ranum discussed moving the buildings from the Huft property. Bobby will view the buildings and handle this as soon as he is able.

Blading-All blades are out today; it is still dry though.

Truck 161-They had to rebuild the transmission at a cost of \$4,700. The repairman from Billings suggested they purchase the Eaton-Fuller Transmissions for future reference. Alba was not sure if the Commission wanted to replace this truck or not. Commissioner Ranum stated they will need to go over that in the budget along with the rest of the equipment, culverts, etc.

Truck 213-MACK has computer issues; it does not pull for the amount of HP it shows. They are not sure what the issue is but plan to contact MACK in Billings. They will do what they can to find the problem because the other MACK is doing the same thing

Crusher-The crusher is up and running after the belt was changed.

Colorado Pickup-The Extension Agent pickup has been running good, no problems reported.

Programming-Bobby and Alba discussed purchasing a new Road program. If permission is granted they would like to implement it the first if July, 2013. Brittany could start inputting in the program right away and then be up and ready by July 1st. The program would track culverts and road work on every county road.

Permitting Process-Bobby spoke of a legislative bill that passed in the legislature. It allows for a quick and less time consuming process to permit 10,000 yards or less (overburden and gravel). This will be effective as of October, 2013. It allows you to get started more quickly but also you have to have the pit reclaimed within one year. You can start with the short form and switch to a regular permit, allowing you more completion time.

Crushing-The group discussed the length of time to crush in a pitted area.

DEQ-The DEQ will be coming tomorrow to discuss permitting .

Speed Limits-The group discussed placement of speed limits on County Roads. Tom Owens, Darrel Johnson and possibly Delbert Schweigert are opposed to placement of speed limits on County Roads.

Bus turn-around-Spoke of damage to railroad ties at the bus turn-around on Tim Grube property. Bobby explained Doug Bruha was working on the turn-around area (hauling in surfacing), broke off some railroad ties and knocked some over. The County has an easement on the road and cannot maintain the road with the ties in the way. The County will replace the broken ties. Commissioner Baldwin will visit with Tim Grube about this.

Blading projects-All 7 blades are running in all areas of the County. Bobby explained there are two (2) blades in each District; the extra blade is on Coral Creek Road; the crew works on the high traffic roads first. District 1 blades are on the Anticline Road. Commissioner Baldwin asked if they would be ahead to finish a road completely, (even if it means they need to use blades from other Districts). Bobby stated the crew will not open more than they can finish in a day.

TRAINING

10:55 AM-Elin Westover, Extension Agent met to discuss Board Member Training.

Board Member Training-Elin spoke to the Trainer who stated he could come to Baker, May 29th. He will typically do two trainings per day. Elin will not be here during the day the 29th but would be able to attend the evening meeting. There will be a charge for this but will not charge for travel because he would also be in Glendive that week. Elin will try to schedule the training to be held in the Library Basement from 3-5 PM and 6-8 PM.

Supervisor Training-No decision at this time.

PLANNER REPORT

11:00 AM-Desiree Thielen, Planner met to discuss Workforce Housing.

Man Camp Tour-The group discussed the Man Camp Tour in Dickinson. Commissioner Ranum made a list of individuals to invite-Commissioner's; Tim Barkley; Randy Hoenke; Gary Thielen; Lisa Mitchell, David Espeland; Desiree'; Brenda Hoeger; Bobby Wiedmer; Barb Ketterling; Mike Rinaldi; Nicole Brown; Rich Batterman; Chuck Lee; City-Clayton Hornung; Darcy Pankratz, City Council; Kevin Dukart and Mike Reddick. Of course, probably not everyone will go to the two day event but should be invited.

Workforce Housing-The group reviewed the Workforce Housing Resolution as revised by Rich Batterman, County Attorney. Desiree' explained once the Resolution is passed a Public Hearing will have to be held. Desiree' also explained any facility housing less the 500 people would not have to provide Laundry and Recreation. Commissioner Randash noted the Resolution states the County is updating its Growth Policy. Desiree' will update it to say the Growth Policy was adopted. The Commission will finish reviewing the Resolution for possible questions or changes; Desiree' will make the County Attorney's changes and meet next week; the Public Hearing will then be scheduled.

OUTSIDE MAINTENANCE

11:20 PM-Joe Janz, Outside Maintenance Sprvsr met to discuss equipment purchase.

Joe has had some breakdowns with some of the equipment. Joe has been working with Scott Rabbitt, Park Sprvsr on new, more efficient equipment for all types of outdoor yard work. If Joe purchases the equipment presented it would interchange with the Park equipment (in case there are break downs, etc). The quote Joe has is good until the middle of May and has money in his current budget to purchase. Joe does not plan to trade any equipment but would have a John Deere for the Auction or for use by another County Department. Commission felt possibly the Cemetery could use it. The new equipment will fit in Joe's new shop and the total cost of the Toro Groundskeeper 7210D, with options would be \$48,651. Commissioner Baldwin made the motion to allow Joe to purchase said equipment from FY2013 budget in the amount of \$48,651. Commissioner Randash seconds the motion. Motion carried unanimously.

CLOSED-PERSONNEL

COMMISSIONER DISCUSSION

Open Dispatch position was discussed; Commissioner Ranum stated this position has been open for quite some time and wondered if the Commission had a solution for getting someone hired for this position. Commissioner Randash feels they should ask Brenda Hoeger what she would like to do. **Debbie Wyrick**, Deputy Clerk and Recorder was asked to join the conversation. Debbie explained Brenda Hoeger, Dispatch Supervisor has someone that is interested, however, they do not have a Diploma or the equivalent (GED), which is how the position was advertised.

Commissioner Ranum is concerned regarding all the extra shifts (over time) Brenda has to work and the time of year, (Summer Vacations), may put them in a larger bind. The decision was to make no exceptions to the way the position was advertised at this time.

AGREEMENT

Commissioner Ranum signed the Eastern Montana Drug Task Force State and Inter-local Task Force Agreement for FY2014. The document is filed for record in the Clerk and Recorder's office.

RECESS

Commissioner Baldwin made the motion to recess for lunch. Commissioner Randash seconds the motion. Motion carried unanimously.

Noon Recess

RECONVENE 1:00 PM

PRESENT-Deb Ranum, Chairperson and Brenda J. Wood, Clerk and Recorder.

1:10 PM-William L. Randash, Commissioner joined.

BLM MEETING

1:10 PM-**Kevin Gappert**, BLM-Aviation Manager and **Roger Meggers**, Baker Airport Manager met to discuss the Fire Suppression SEAT base the BLM would like to have located at the Baker Municipal Airport. Kevin explained the BLM would like to set up a permanent tanker base in Fallon County.

Rich Batterman, County Attorney joined the discussion.

Kevin further explained the BLM would then have the availability to also service North and South Dakota during the fire season. The first order of business is to renew the MOU with various entities.

MOU-Kevin stated the changes requested by Rich went to the National Level to be reviewed. Some of the recommendations were made and some were not able to be made. Rich stated after he reviewed the MOU changes/additions, he felt it looked pretty good.

Steve Baldwin, Commissioner joined the discussion.

Rich stated the BLM is assuming all of its liability for the Federal side but not its Contractors. Rich asked if the County could receive the Contractor's Liability information. Kevin will check on that but felt it would not be a problem. Rich asked since BLM does not assume liability for the Contractor, what would happen in the event of a spill. Kevin explained if it is pilot error this falls back on the Contractor's Liability; if not pilot error the BLM would assume the liability and proceed with the clean up. Roger stated he has to provide a Certificate of Liability to the County and feels the County can request the

Certificates for the Contractors. Kevin explained the Vendors (Contractors) have to go through a very stringent process and are the best of the best.

1:15 PM-Debbie Wyrick, Deputy Clerk and Recorder joined for her scheduled meeting.

Kevin explained the fire retardant they use is mixed with water and the aircraft can carry 800 gallons. The fire suppressant is delivered by tanker from Idaho. Roger showed the group the area they plan to place the fill station; the area is near the location of the older hangars. Kevin would also like to set up water tanks that would stay filled during the season. They used to have the Fire Department haul water to them via truck. Discussed where they could get water; Kevin stated the BLM would be willing to pay for the cost of installing a waterline. The group also discussed the area needing a gravel base, pavement and a culvert for drainage. Commissioner Randash wondered if the BLM would pay for pavement. Kevin felt the water line would be the limit; Roger stated he would get a cost quote. Rich asked if any environmental permits would be needed. Roger will contact Craig Canfield at KLJ regarding this matter.

Structures-When asked if there would be any structures, Kevin stated an RV trailer and a structure that already exists for storage

Water-They will first need to get access to water; discuss this with the City of Baker. Kevin also stated they will dismantle the site in Ekalaka as the runway is not long enough.

Signage of MOU-Commissioner Ranum signed three (3) copies of the MOU; Kevin will take them to gather the balance of signatures.

Roger and Kevin left the discussion.

DEFERRED COMPENSATION

1:40 PM-Rich Batterman, County Attorney joined the discussion along with **Debbie Wyrick**, Deputy Clerk and Recorder. Conference call was made to Jenny, MPERA regarding the State of Montana's 457(b) Deferred Compensation Plan already offered to Public Employees and the Roth IRA, which will be newly offered to Public Employees.

Board-They are not operated by the same Board as PERS

457-Jenny explained this is not a state managed account it is run through Great West Employees can contribute post tax as of July 1, 2013

This is voluntary and is not in lieu of PERS

Cannot contribute if you are not an employee

Last date to do sign the agreements so this can start July 1st; Jenny has to have it back by June 4th at the latest.

Training for the employees can be arranged as soon as they have the paperwork.

Commissioner Baldwin made the motion to sign up for the State of Montana 457(b) Deferred Compensation Plan for the benefit of the employees. Commissioner Randash seconds the motion. Motion carried unanimously.

Resolution 4-29-2013 was signed and is filed in the Clerk and Recorder's office.

The agreement was also signed; all will be mailed to PERS, by Debbie, for signatures and 1 set of originals returned for our files.

Rich left the discussion.

HEALTHCARE REFORM/MISCELLANEOUS

2:15 PM Pay or Play (Health Insurance)-Debbie Wyrick, Deputy Clerk and Recorder stayed to discuss Pay or Play. Debbie explained she has sat through (2) Webinars regarding the new Pay or Play Health Care Reform. There are so many things that have to be dealt with and looked at that are not clear. Selena Nelson, FMC-CFO also sat through many webinars, attended many conferences and also has many unanswered questions. Health Care Reform was discussed in great detail. Selena has solicited a proposal from Eide Bailey for consulting fees to help the County and Fallon Medical Complex work through this complexity. Debbie would like the Commission to consider the proposal and let her know their decision as soon as possible.

No Smoking Stickers-Debbie ordered more stickers for the County Equipment and vehicles but is waiting until the translucent stickers are received before sending them out to the Departments.

PUBLIC COMMENT

2:30 PM-Public Comment-No one appeared for Public Comment.

MISCELLANEOUS

2:40 PM-Commissioner Ranum stated Randi Wenz phoned in regarding an issue with the bridge on Sage Trail. Commissioner Ranum contacted Bobby Wiedmer, Road Foreman to go view the bridge.

2:50 PM-Commissioner Ranum signed in approval Encroachment Permit #565 for JK Cattle, LLC to cross a County Road (Beaver Slide Road) with a water line in Sections 29 & 32, Township 10N, Range 61E. The fee of \$150.00 was paid.

2:55 PM-Commissioner Ranum signed the Flow line Release Agreement between Denbury and Fallon County for Pennel Unit 44X-18B.

3:00 PM-Commissioner Ranum signed in approval the Certificate of Survey for a utility site on the Roger Geving property.

LANDFILL REPORT/BUDGET

3:00 PM-Tom Kachel, Landfill Manager met to present updates, discuss budget items and report on the new building.

DEQ Letter-Tom stated the delinquent items in the letter received from the DEQ are items Barry Damschen, Landfill Engineer needed to do. The paperwork from the new dam was not sent in to the DEQ by Barry.

Landfill Plan-Tom stated the Landfill Plan also has not been updated since 2007.

Survey-Commissioner Baldwin stated Craig and Wanda Pinnow are working on having a survey completed for the area of the Landfill they would be willing to sell and would then schedule a meeting with the Commissioners.

ND Landfills-Tom stated the Landfills in ND have refused to accept E & P waste. Filter socks were discussed; Tom stated he spot inspects about every other load and G & G also checks. Stallion (Oil Company) has been hauling shipping containers of E & P Waste to unload.

Budget-Tom would like to hire a Seasonal employee this fiscal year. It is included in this year's budget. Tom would like someone to pick up paper and garbage from the ditches, etc. Tom would also like to increase the hours for FY2014. Permission granted to advertise for seasonal help.

Container site-The group discussed possibly removing the fees.

Tree branches-The Commission discussed allowing only small loads of branches at the container site and all large loads need to go to the Landfill.

New Shop-Discussed surveying the shop area sometime next week.

Tanks-Tom would like to order two (2) more 3000 gallon tanks; Tom will contact B & B about the amount of water their trucks can haul. Permission to order the tanks.

Waterline-Commissioner Ranum discussed the possibility of running a waterline to the new shop.

Equipment-Loader-Tom will have Alba help him price a new or used loader; Tom would like to purchase a used pickup as well.

Training-Tom stated he contacted the tub grinder company for training. August is the first time they can do the training. Tom stated they will have to start the tub grinder before then; will study the manual, etc.

Engineering-Tom stated North Dakota has an engineer that does the same thing Barry Damschen does if the Commission would want to visit with him.

Disposal Project-Tom has been researching the disposal process of fluorescent bulbs (containing mercury). The problem being the County would be responsible to pack them and take them to the drop off site, which would not work for them.

Old Thermostats-Tom stated there is a Company that offers a bin and signage for collecting old style thermostats (containing mercury). The Company would take care of the shipping this would just be a collection site. The container has to be shipped back FED EX to the Company.

E-Waste Recycling-Tom has an individual interested in extracting precious metals from computers, etc. Tom spoke with the DEQ and there are several things the individual would have to comply with first. Tom stated he is not interested in getting involved in this.

Software-Tom would like permission to purchase some software similar to what Dale Butori has (Topo information, etc). Permission granted to purchase.

Training-Tom plans to attend training in June. This will be the same training he missed April due to the weather.

METH TRAINING

4:10 PM-Tim Barkley, Sheriff met to discuss a Meth Training his Department plans to put on, in conjunction with one of the County Safety Meetings.

MISCELLANEOUS REVENUES

Continental Resources-February and March, 2013 Oil and Gas Royalties-\$8,836.83

Baker Air Service-County Portion Aviation Fuel Sales-\$402.59

MINUTES APPROVED

4:30 PM-Commissioner Randash made the motion to approve April 8th and April 15th minutes with spelling and grammar corrections.

MISCELLANEOUS REPORTS/MINUTES/FLYERS

The following were reviewed/approved by the Commission.

April 26, 2013-**Plat Status Report**-17 Plats/Certificates of Survey in various stages of progress.

May, 2013-**Fallon/Carter 4-H Flyer**

ADJOURN

5:00 PM-Commissioner Baldwin made the motion to adjourn; Commissioner Randash seconds the motion. The motion carried unanimously.

ADJOURN

s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder