

Monday, February 4, 2013

**PRESENT**

Deb Ranum, Chairman; William L. Randash and Steve Baldwin, Members and Brenda J. Wood, Clerk and Recorder.

**CONVENED 10:00 AM**

**ROAD/SHOP REPORT**

**10:00 AM-Alba Higgins**, Shop Foreman met to present the Road/Shop Report.

**Bobby Wiedmer**, Road Foreman is checking the roads on the north end of the County for snow removal.

**Tool Carrier**-The tool carrier needs new tires; Hi-Mile Tire of Glendive, MT can offer the state bid pricing so would like permission to purchase (4) snow-plus tires at \$2,300 per tire. Permission granted.

**Patrol/Landfill Scraper**-Mitch took samples from one of the patrols to T & E and will also pick up parts for the Landfill Scraper while there.

**Office**-Alba discussed needs for the Road Assistant's office; they may need some cabinets, order a side desk, etc. They may be able to get some file cabinets from old Office of Public Assistance rather than purchasing new. The group also discussed flooring for the offices so it is easier to clean; torginol was suggested by Commissioner Ranum. No decision on flooring but permission to purchase needed office items.

**DeGrand Road**-Hauling gravel on it today.

**Cabin Creek**-Rollie Maier is blading the road to smooth it out.

**Snow Plow Truck**-Alba is going to call and check on the snow plow truck to see where they are at with it.

**COMMISSIONER DISCUSSION**

**10:30 AM**-Commissioner Ranum asked if there was a motion on the floor to move forward with the Landfill building project, placing it on County property. Commissioner Baldwin made the motion. Commissioner Randash seconds. Motion carried unanimously

**Doing business locally**-The Commission discussed doing as much business locally as possible.

**Board Member**-Commissioner Ranum discussed allowing some of the Boards to appoint their own board members. The Clerk and Recorder will put an e-mail out to other Counties asking how this works in their Counties and will ask for a copy of their Resolution forming their Boards to see if it would be something that would work for our County.

**Fallon County Water and Sewer District**-The Commission received notification Fallon County Water and Sewer District will be holding a public hearing February 18, 2013 at 6:30 PM for public comment on the proposed resolution for a water rate increase in the District.

**PARKING-COUNTY TRANSPORTATION BUS**

**10:50 AM-Joe Janz**, Safety Investigator and **Vera Abrams**, Safety Coordinator met regarding parking of the County Transportation bus at the Post Office. Joe had noticed the parking of the bus as a Safety Issue. The bus was being parked in various places and it was hard for traffic to see around the bus and could have caused accidents. The bus driver was trying to accommodate those riding the bus in a manner best suited to keep them off the ice, thus causing other issues.

**Joe; Mike Reddick**, Chief of Police and **Kevin Klepplid**, Postmaster found the best solution to be a designated parking area for the bus. The bus will park in its designated area from 1:30 PM – 2:30 PM and that is the only place the bus should park. Mike took the matter to the City Council and the Council passed the motion made for designated parking, to include signage. The signage will be placed on or around April of this year. Carla Brown, Supervisor of the Transportation Bus employees was also included in the conversation and agreed this was a safety concern. Joe feels the effective date should be placed in the paper to make everyone aware.

## JOE'S UPDATES

**Water fountain**-Joe reported there was no siphon break in the line (the line then accumulates gas, causing air constraints) therefore the water fountain gurgles because it is losing siphon. Joe assured the Commission he could install the siphon break. Permission granted to have Joe do so at his convenience.

**Radon**-The Commission reported the crawl space project will be ongoing as the contractor will be adding proper venting for the area.

**Filters**-Joe discussed checking some of the filters for the HVAC system and reported they were plugged. The group also discussed issues with filters that were not the proper size and were forced in place. Commissioner Baldwin feels the proper size filters should be stocked and changed out as needed. Joe stated he would discuss this with Lynda Herbst, Custodian.

**Boiler license**-Joe reported he would have to attend schooling for 4 days; work under someone with a boiler license for 40 hours and then he would go take the test. The Commission approved Joe to obtain a boiler license.

**Roof repair**- John Logsdon, Employee at Museum and Joe will repair the roof on the old school house this winter.

## CLAIMS REVEIWS

The Commission started to review January, 2013 end of month claims.

## EASEMENTS

**11:20 AM-Spencer Huether**, Road Technician will send easements to Pinnow's and BLM for the Landfill Spur Road and wait to see if they are returned before completing this road.

## RESOLUTION

**11:25 AM-Road Hearing Resolution**-Commissioner Randash made the motion to sign Resolution 2-4-2013 calling for a Public Road Hearing to be held in March. Commissioner Baldwin seconds the motion. The motion carried unanimously. Resolution 2-4-2013 is filed in the Clerk and Recorder's office.

**PAYROLL**-The Commission reviewed and approved the January, 2013 payroll and withholdings in the amount of \$404,901.05. Register is filed in the Clerk and Recorder's office.

**12:00 PM**-Commissioner Randash made a motion to recess for lunch. Commissioner Baldwin seconds. Motion carried unanimously.

Noon Recess

**1:00 PM**-Commissioner's Ranum and Baldwin reconvened.

**1:15 PM-Betty Mueller**, Council on Aging Board Member and **Carla Brown**, COA Coordinator joined the Commission.

**1:20 PM**-Commissioner Randash reconvened.

## COUNCIL ON AGING-WAGES

Betty stated the reason for the meeting with the Commission is to again discuss the wage for the Council on Aging Coordinator. Betty and Carla were in last year, after the salaries had been set; Commissioner Ranum asked them to return after the first of the year, January or February, to discuss this again.

**Job Duties**-Betty stated the Council on Aging Coordinator and the RSVP Director were two separate positions and the wages were quite close; now there is one position. Carla is doing much more work and brought information for the Commission to review regarding Carla's job duties, etc. Betty further stated Carla is in charge of the Commodities program and the Community Cupboard which was not listed on the list of duties Carla performs.

**Wage**-Betty stated the Board would like to bring the wage up in comparison to the wage a Deputy receives as she supervises seven (7) people.

**Evaluations**-Commissioner Baldwin asked if Carla evaluated the employees she supervises. Carla stated she works quite closely with the Full Time employees and some of the Part Time employees more than others. Carla stated she has two (2) Full Time employees she sees and directs daily. The Commission agreed this needs some attention and will review when they review all wages for the new Fiscal Year.

#### **AMBULANCE REPAIRS**

**1:50 PM-Dale Butori**, Ambulance Driver stated the new Ambulance needs repaired. Dale took the Ambulance to Mac's Frontierland in Miles City to be analyzed and a quote was received. Dale stated he brought it back and wondered if the parts were to be ordered or what they were to do from here. (The Ambulance broke down on the way back from a run made to Billings). Dale feels the Ambulance needs to be taken out of service. The Commission feels it does need to be taken out of service and repaired but Lisa Mitchell, Ambulance Director needs to be involved in the decision as well. Dale will contact Lisa.

#### **LEGISLATION/DES**

**2:00 PM-Chuck Lee**, DES/911 Coordinator stated he contacted the County's Lobbyist about a bill of concern. Chuck delivered the information to the Commission as well.

#### **CLOSED SESSION**

**2:10 PM-CLOSED-PERSONNEL/LEGAL**

#### **COUNTY ATTORNEY UPDATES**

**Rich Batterman**, County Attorney met to discuss County Business.

**Fish Pit**-Discussed how to handle the permitting for the Tom Fish pit in North Dakota. Commissioner Randash stated it will cost the County \$900.00 per truck for a 6 month period for licensure fees. Rich is waiting on the North Dakota States Attorney. When Rich gets in touch with the State's Attorney he will ask the necessary information.

**Cox Pit**-Rich will contact Bobby Wiedmer, Road Foreman to get the legal description for the pit location. Discussed contacting Doug or Robby Cox for necessary information.

**Fire Bowling**-This was pre-approved by the new City Police Chief.

**Land Leases**-Rich stated the maximum length of time for a land lease is 10 years but that is land leases only. Commissioner Ranum wondered how to determine how many AUM's can be kept on land. The group discussed how it may be determined.

**Lake**-Rich has heard nothing from anyone on the lake.

**Man Camp Zoning**-Discussed the proposal to adopt interim zoning.

**Town of Plevna**-The Town of Plevna has no ordinances; there is a need to work with them to get some ordinances.

**Interlocal Agreement**-Discussed writing an Interlocal Agreement between the City and County for the Planner and Planning Board. Possibly the City could contribute financially and it could be proposed before the new budget year.

**Agreement for Funding**-Discussed a written agreement between Fallon County and the City of Baker for the \$500,000.00 budgeted this Fiscal Year, by the County, for the City Sewer Project.

**3:00 PM-Road Hearing in Fallon County Commission office.**

**Complete recording is located in the Clerk and Recorder's office.**

#### **MISCELLANEOUS ROAD DISCUSSION**

The following discussion took place after the Public Hearing closed:

**Dan Buerkle** discussed the East/West Road in Section 18-9-58. It is not a County road but Fallon County has been maintaining it. Dan and Spencer will work together to get an easement.

**Walt Hanratty** will try to get an easement, from the private landowner, for the road he had discussed being closed by the County, in a previous hearing he was unable to attend. The group discussed Walt will need to file the signed easement in the Clerk and Records office.

Everyone left the meeting except Spencer and Bobby.

**Beach Pit**-Bobby stated the pit discussed earlier belongs to Merle Beach not John Beach and is already permitted; located near Ollie.

**Easements**-Spencer will work on the easements discussed earlier.

Bobby and Spencer left the meeting.

**4:00 PM-Tim Barkley**-Tim discussed access issues to property and devaluation of property if there is no access.

**CLAIMS APPROVALS**-The Commission completed reviewing and approving the January, 2013 end of month claims in the amount of \$576,471.35 and they are filed in the Clerk and Recorder's office.

#### **PUBLIC COMMENT**

**4:25 PM-Tommy Leischner**-Tommy stated he attended a Confined Space Training and found out that Baker/Fallon County do not have a rescue team in the area. Tommy would like to see a team made of local individuals, trained in this type of rescue as the nearest Team is several miles away. The Commission will check with Randy Hoenke, Baker Rural Fire Chief or others regarding this issue and thanked Tommy for coming in.

#### **RECESS**

**5:05 PM**-Commissioner Baldwin made the motion to Recess. Commissioner Randash seconded. The motion carried unanimously.

Tuesday, February 5, 2013

#### **RECONVENED**

**PRESENT**-Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Members and Brenda J. Wood, Clerk and Recorder.

#### **LEGISLATION/DES**

**9:40 AM-Chuck Lee**, DES/911 Coordinator-Brought a letter for the Commission to sign supporting LC1158. The Commission will sign the letter and return to Chuck.

#### **BUILDING INSPECTOR REPORT**

**9:45 AM-Daryl Abby**, State Building Inspector met after inspecting the Courthouse crawlspace project and recommends a radon company come down or be consulted to take care of the crawl space issue; also feels venting needs to be added. Daryl phoned someone to acquire recommendations and will call the Commission back with the individuals/firms name dealing in this.

#### **PLANNER REPORT**

**10:00 AM-Desiree' Thielen**, County Planner met to present the Planner Report.

**Plat Status report**-Commissioner Randash asked if Desiree' could add the date the COS or Plat application was received. Desiree' stated she could do that.

**Alley**-Discussed the alley between the Collin's and Tronstad's. Can this be used as an access to get to the land the Junso's would like to sell to their son. The alley is to be used by the City or County only for maintenance purposes and the Commission agreed that is how they would like it to remain. Desiree' stated they have other alternatives, with other landowners they will have to try.

**Interlocal Agreement**- The City and County have never completed this agreement. Darcy Pankratz, City Attorney was contacted and stated she does not have the newest document; felt that it may have been with Patrick Begley's paperwork. Commissioner Baldwin went to the City Office and got the most current copy of the Interlocal Agreement they had. Desiree' will contact the County Attorney first and possibly Jon Brosz, Brosz Engineering as Jon has been working on this as well.

**Roads**-Hiland Crude, LLC is acquiring more land from Sieler's and is placing more tanks east of the existing tank located at the tank farm. They need a road built and the location they are planning to place the road would not be County. The Commission stated the County will not build the road or take it as a County Road; Hiland will have to build the road, surface, etc.

**Interim Zoning**-This pertains to man camps; this would put the zoning in place now and the County would have a year to put it in full force. All agreed to move forward with the interim zoning.

Desiree' has spoken to Bud Anderson, Trans Canada Rep; he was not real happy about it but also understood our reasoning.

**Interlocal Agreements**-Desiree' discussed putting Interlocal Agreements in place for Planning with the Town of Plevna and City of Baker. Plevna was sent a letter to send their Ordinances to Desiree'. The Commission agreed to start off with a short-term Interlocal Agreement to at least have something in place.

**Planning Agreement**-There has been no planning agreement signed with Kadmas, Lee and Jackson as of this time. Commissioner Ranum stated she prefers working with John How, KLJ. Desiree' stated she really only needs to use them for engineering review of documents and does not feel she will need that assistance much longer. It was agreed by the Commission to allow KLJ to perform the work as needed by Desiree' and to have KLJ bill as they go.

**Growth Policy**-Planning Board recommended the Growth Policy be adopted and the County Attorney is working on the Adoption Resolution.

**CTEP Funding**-Fallon County has accumulated CTEP (Community Transportation Enhancement Program) Funding in the amount of \$57,000 and the City of Baker has \$62,000. The applications have to be submitted by July. Desiree' stated both funds could be combined to do something nice on Main Street. Mona Madler, SMART Director would like to reface the SMART building. Desiree' stated other suggestions such as garbage cans, benches, landscaping and lighting have been suggested. The Beautification Committee would like to place a rock garden by J & A (which would be on private property). Commissioner Baldwin asked if Desiree' had approached the Chamber of Commerce; Desiree' has not approached them as of this time. Commissioner Ranum asked if Desiree' had approached the City of Baker; Desiree' plans to go to their meeting tomorrow night. This will be worked on further

**Historical Listings**-Desiree' stated the Old Jail may qualify to be a Historical listing. Commissioner Randash suggested speaking to Ken Griffith about the old Stage Stop on the Yellowstone Trail as well. Signage for the Museum was discussed. Commissioner Ranum suggested checking with the MDOT about the signing as the State does this as a courtesy for these entities.

## **RECESS**

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

Noon recess

## **RECONVENED**

**1:00 PM**-Commissioner's Ranum, Randash and Baldwin reconvened.

## **APPOINTMENT**

**2:30 PM-MOTION TO APPOINT**-Commissioner Baldwin made a motion to appoint Linda Kennel, Community Service Director to the Juvenile Detention Board. Commissioner Randash seconded the motion. Motion Carried unanimously.

## **PUBLIC ADMINISTRATOR DISCUSSION**

**3:30 PM-Kathy Newell**, Election Clerk and **Debbie Wyrick**, Deputy Election Administrator met to discuss the Public Administrator position. Since Patrick Begley moved, Fallon County no longer has a Public Administrator and asked what the Commission would like to do. It was suggested they could contact Jerrie Newell, Clerk of Court as she had expressed an interest before, if so, this office could be combined with the Clerk of Court and would no longer be an extra position on the ballot. The Commission will contact Jerrie to see if she is interested in consolidating with her office.

**3:35 PM-Jerrie Newell**, Clerk of Court was contacted and asked to come to the Commission office. Jerrie stated she would have no problems combining it with her office but would like the Commission to ask Darcy Pankratz, City Attorney first. Darcy Pankratz was in the building and was asked to stop in the office when she had a moment.

## **COURTHOUSE CRAWLSPACE PROJECT**

**3:40 PM-Judd Halstead**, Upland Home Repair, LLC-The Commission discussed the change in plans for the crawlspace project. Commissioner Ranum gave contact information, received from Daryl Abby, Building Codes Inspector, regarding proper venting of the crawlspace. Judd will contact this person and try to get a plan together.

## **PUBLIC COMMENT**

**3:55 PM-Peter Todd Wilson**-Stopped by and wondered if the Keystone Pipeline was doing anything in our area yet. The Commission stated they were not. Mr. Wilson thanked the Commission for their time.

## **MEETING CANCELLED**

**4:00 PM-City of Baker Meeting**-Cancelled. Mayor Hornung had a Basketball game.

## **PUBLIC ADMINISTRATOR APPOINTMENT**

**4:05 PM-Darcy Pankratz**, City Attorney stopped by as requested by the Commission regarding the Public Administrator position. Darcy stated she would be very interested in this. Commissioner Randash made a motion to appoint Darcy Pankratz as Public administrator. Commissioner Baldwin seconds the motion. Motion carried unanimously.

## **COMMISSIONER MISCELLANEOUS**

**FAA Request for Reimbursement**-Commissioner Ranum signed the Request for Reimbursement No. 4 for the Airport Expansion Project at the Baker Municipal Airport in the amount of \$32,850.00. This information is filed in the Clerk and Recorder's office.

**Load Sign Postings**-The Commission received notification from Montana Department of Transportation that load signs needed to be placed on the south fork of the Sandstone Creek and the fork of the Beaver Creek. Notices were given to Bobby Wiedmer, Road Foreman.

## **RECESS**

**5:05 PM**-Commissioner Randash made a motion to recess. Commissioner Baldwin seconds the motion. Motion carried unanimously.

Recess

Wednesday, February 6, 2013

## **RECONVENED**

**PRESENT**-Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Members and Brenda J. Wood, Clerk and Recorder.

## **FALLON MEDICAL COMPLEX REPORT**

**10:15 AM-David Espeland**, CEO and **Selena Nelson**, CFO for Fallon Medical Complex met to present the monthly report.

**Remodeling project**-This is almost finished; will have to be inspected by several inspectors. David stated the inspections will take place Monday the 11<sup>th</sup> and then there will be approximately a week to complete the punch list items then should be ready. The plan is to start on the Physical Therapy Department the 25<sup>th</sup> February. Commissioner Baldwin wondered if they had any testing completed for radon, etc. David stated they did not.

**Upgrades**-Ventilation and lighting upgrades will be going to bid for the Nursing Home.

**Public Meetings**-David plans to schedule public meetings regarding the mill levy election the end of March or the first of April, before the ballots are mailed.

**Extra Funding**-David hopes they will not need the extra funding he had asked for last month as they are not using the same Sub-Contractors for the Physical Therapy project. The contractor sharpened their pencil and feel the original requested amount will be enough funding.

**ParkView I Roof**-Mike Stevenson, Stevenson Design is working on the bid for that.

**ParkView I Elevator**-Received a quote for a modification to the elevator door in the amount of \$3471.91 +/- . This is not a mandatory repair as it is not against code; it is an extra safety feature. The

decision was made not to proceed with the modification at this time. The group discussed the availability to have other elevator companies work on elevators in our area.

**Doctor prospect**-The prospective Doctor likes to educate and work with people of all ages, especially the elderly, he wants to take call and is very interested in coming to Baker. Everyone felt he would be a good doctor. The Hospital Board will meet tonight and discuss this; then they will decide if they will make an offer.

**Financials**-January was a very good month for FMC financially.

**EMR (Electronic Medical Records)**-They are waiting to hear the amount of the reimbursement for the County. The County will probably not receive the money from FMC until approximately November.

**Cost report funding**-This funding should be coming soon and will be submitted to Fallon County as well.

**Parkview Waiting List**-The group discussed the process regarding the waiting list for the PV Complexes in great detail. Discussed what changes constitute a change in status. Discussed making one list rather than two; David stated they may go back to this but have separated by one or two bedroom.

The waiting list was reviewed. Kaitlyn Kono made some recommendations for the waiting list; trying to make it less complicated.

The group decided David, Selena and Kaitlyn will further review the rules and let the Commission re-review them.

**Rent Increase**-Discussed the reason they did not raise the rent on the Apartments was due to the fact they increased the cost of Life Line; the Commission did not want to change the rent at that time. David, Selena and Kaitlyn will look at the numbers and come back next month with recommendations.

**Maintenance**-The Maintenance Department lost another employee to the oilfield.

**Ambulance**-Commissioner Baldwin and Darryl Espeland spoke with the Ambulance Members at their monthly meeting and are working with them.

## RESOLUTION

Commissioner Baldwin made the motion to sign Resolution 2-6-2013 calling for a Hospital Mill Levy Election. Commissioner Randash seconds. Motion carried unanimously. Resolution 2-6-2013 is filed in the Clerk and Recorder's office.

## SALES CALL

**11:50 AM**-Kevin Sedgwick-T & E-Sales and Mark Welch, T & E-Waste Industry Specialist made a sales call; they plan to visit the Landfill.

## RECESS

**12:00 PM**-Commissioner Baldwin made motion to recess. Commissioner Randash seconds the motion. Motion passed unanimously.

Noon Recess

**1:00 PM**-Commissioner's Ranum, Randash and Baldwin reconvened.

## EQUIPMENT DISCUSSION

**1:50 PM**-Alba Higgins, Shop Foreman discussed the new snow plow truck.

## HEALTH INSURANCE UPDATES

**2:00 PM**-EBMS Representatives, Janean and Amanda; Debbie Wyrick; Alba Higgins and Selena Nelson, Insurance Committee met to review the new Health Care Reform Timeline.

## RECESS

**5:15 PM**-Commissioner Baldwin motioned to recess. Commissioner Randash seconds the motion. Motion carried unanimously.

Thursday, February 07, 2013

## RECONVENED

**PRESENT**-Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Members and Brenda J. Wood, Clerk and Recorder.

#### **PLANNER UPDATES**

**9:30 AM**-Desiree' Thielen, Planner reported on the City of Baker Council meeting.

**Zoning**-Discussed the new zoning ordinances for the City of Baker.

**COS's and Plats**-Desiree' has questions for Brosz on COS's and Plats in her office.

#### **ENCROACHMENT PERMIT**

**10:00 AM-Delbert Schweigert** met to request permission to bore Wiley Butte Trail for a water line in Sections 3 & 4-5-59. Delbert filled out Encroachment Permit #563, which was signed in approval by Commissioner Randash. The fee of \$150.00 was paid by Delbert.

**Cattle guard**-Delbert discussed placing a new cattle guard. The Commission stated cattle guards have to be at least 24'.

#### **BAKER LAKE**

**Todd Enders**, Game Warden –FWP was asked to join the Commission to discuss various activities on the Baker Lake. Commissioner Ranum is concerned with the liability this places on Fallon County. Todd stated he has no jurisdiction over most of the activities described but can cite individuals for littering if they leave a bunch of wood, etc. Todd suggested DNRC or DEQ and stated he could contact these offices.

**Water level**-Discussed fishing on the Baker Lake; Todd stated he feels it is possible this may be a winter kill year with the snow cover on the lake and the low water level but hopes the aerators being in the lake for a longer period of time may have helped. Todd left the meeting.

**DNRC**-Commissioner Ranum phoned the DNRC regarding various activities on the Baker Lake. The DNRC is mostly concerned about the stability of the Lake and suggested the Commission contact the Water Quality Bureau.

#### **COUNTY INSURANCE AGENT**

**Jim Leischner**, County's Insurance Agent made an insurance call. The group discussed the requirement by the County for individuals to have liability insurance before using some of the County's facilities. The group also discussed the difference between the lake, barn, rifle range, etc. Jim stated he has no answers and defers these matters to the County Attorney. Jim stated Montana Law does describe Equine activities as inherently risky which is a lot of the reason those individuals have been required to have insurance. This is a protection for the County and the individuals using the facility.

#### **OATH ADMINISTERED TO PUBLIC ADMINISTRATOR**

**10:55 AM-Darlene Hornung**, Fallon County Times joined the discussion and Jim left the discussion.

**11:05 AM-Darcy Pankratz** met to be sworn in as Public Administrator for Fallon County. Commissioner Ranum administered the oath.

#### **MINUTES APPROVED**

**11:15-AM**-Commissioner Baldwin made the motion to accept the Minutes from January 28, 2012 with the following **corrections**:

1). When the Anticline Road was discussed with Bobby Wiedmer the sentence read "The crew placed new gravel up to the Monarch cut-across". Commissioner Ranum felt this was not completed recently; Clerk and Recorder contacted Bobby who stated this work was completed two years ago. The minutes were changed to reflect that correction.

2). In discussing the Man Camp Resolution the sentence read "McCone County pays Mike Rinaldi \$1,800 per year for Sanitarian services". Commissioner Ranum stated this was \$1,800 per month, not per year. The minutes were changed to reflect that correction.

3). In discussing moving forward on the new Landfill building the sentence read "Commissioner Baldwin made a motion to move forward on the Landfill building project, placing it on County property. Commissioner Randash seconded the motion". Commissioner Baldwin felt the motion was not seconded and therefore died for lack of second. The minutes were changed to reflect that correction.

4). When adjourning for the day Commissioner Randash noted the minutes read "Commissioner Randash made the motion to adjourn. Commissioner Randash seconded the motion". The minutes were changed to reflect the correction.

Commissioner Randash seconds the motion. Motion carried unanimously.

## **RECESS**

Commissioner Baldwin made the motion to recess. Commissioner Randash seconds the motion. The motion carried unanimously.

## Noon Recess

**1:00 PM**-Commissioner's Ranum, Randash and Baldwin reconvened.

## **AMBULANCE DISCUSSION**

**1:15 PM**-David Espeland, CEO and Selena Nelson, CFO-Fallon Medical Complex; Lisa Mitchell, Ambulance Director; Jim and Sue Lunde, Previous owners of private Ambulance Service; Dale Butori, Ambulance Driver met to discuss the Ambulance service. Commissioner Randash asked for this meeting to get information from the Lunde's regarding their experiences as owners of a private service.

**Services**-Jim explained he and Sue ran a pay for use ambulance service in Jamestown, ND, a City of 30,000 people. They employed 21, inclusive of 5 paramedics and 1 EMT. Jim explained local calls are a total loss; transfers and out of town calls were the money makers because they are mileage reimbursed, mostly from Medicare/Medicare. Jim stated they (Sue mostly) did their training. They averaged 1-100 mile transfer per day. Lisa stated in Fallon County they transfer about 3 individuals per month, on an average.

**Funding**-Their Ambulance service was also subsidized by the City and County; nearly \$35,000 per year. Jim stated that funding helped pay for the non-paying calls.

**Other Information**-The Average age of individuals on the crew was 30; Paid per trip-\$15.00 for Paramedics; \$12.00 for Intermediate and \$8.00 for EMT's (per hour) plus \$2.00 per hour for on-call. First Responders' would go to the homes of the individuals needing assistance until the Ambulance arrived. They had to have an EMT and above onboard the Ambulance. First responders were covered under the Good Samaritan Law. They were an S-Corp but training was covered under the non-profit status. Jim stated they also used to build and sell ambulances, so have been involved from one spectrum to the other regarding ambulances.

**Training**-Sue explained you have to sell yourself to the public to get people interested enough to be involved. You have to do all your own training.

**Firemen**-Lisa explained Fallon County has about 6 firemen that are CPR holders.

**Course cost**-The course is \$250.00 per student and we are just asking them to pay for the books. Lisa stated we would pay them back for books after they are with the Ambulance for 6 mos.

**Paramedic**-Staffing a Paramedic was discussed in great detail. One advantage for having a Paramedic is you can charge more for this service, which was the reason the Lunde's did so; they were a for profit business. It was determined Fallon County would not need a Paramedic; we need to build up our EMT's first.

**Service area**-Discussed pooling with the same people the 911 services serves such as neighboring Counties, etc. This has been discussed at prior meetings as well.

**Local Oil Companies**-Jim discussed Oilfield Companies that possibly had people that are EMT's that could come on board and assist. Commissioner Randash stated he had spoken with Denbury Resources and their spokesperson stated Denbury has a Community Service Agreement in place for their employees.

**Director**-Discussed hiring a Full-Time Director and possibly having a Board to oversee the operations of the Ambulance.

**Suggestions**-Sue stated she would suggest starting as a Full Time paid EMT service and then move more to a Paramedic if that is what is decided later. This would move them from a volunteer to a paid service status.

**Health Officer**-Commissioner Baldwin stated he and Dr Darryl Espeland went to an Ambulance meeting and Darryl would like to do more communicating with the Ambulance Members. David stated he would stay in touch with Darryl on this.

**Update rates**-Selena stated the rates probably need to be reviewed and updated again as it has been awhile since this was completed.

**Fiscal Year**-It was felt July 1<sup>st</sup> would be a good time to put the Full Time Director in place and make the changes that will require adequate funding in the budget.

**Repairs to the Ambulance**-The group discussed making necessary repairs to the newest ambulance.

## **COMMISSIONER MEETING**

### **COUNTY LESEE**

**3:00 PM Randy Tunby**-County Leaseholder met to discuss the County Lease he holds.

This **County section** is not fenced separately from his land; there is no water on this section. They also have a ½ section of BLM land that is not fenced.

**Turn-in/Turn-out**-Discussed how Randy works the turn-in/turn-out dates. Randy runs it in conjunction with how he runs the rest of his pasture.

**County Road**-Randy stated he has no county road on the BLM lease. BLM does not pay for fencing unless you do an archaeologist survey and deal with EIS as well.

**Water**-Commissioner Randash asked if the State assists with water availability. Randy stated if you make improvements on State land it is your cost unless you lose or give up the lease then they will reimburse you in full, with proof of receipts.

**Appraisals**-Commissioner Ranum asked how Luther Appraisal figured the AUM's. Randy felt he went to the FSA office and got the soil tests. Randy felt the County leased land appraised for \$90.00 per acre in 1999 or 2000. The County lease is more than BLM, less than private and comparable to State.

**AUM's**-Randy feels the AUM's were derived from information obtained by Luther Appraisal; Randy handles the County land like his own ground.

**Pipelines**-Randy does not feel there are any active pipelines on the County land.

**3:20 AM-Vera Abrams**, Librarian joined the discussion.

**3:25 PM-Clerk and Recorder** found the land appraisals Luther Appraisal completed for the County in 2001.

**Pipelines**-Randy stated any liability from the pipelines goes to the Oil Companies.

### **YANA**

**YANA OFFICE-Vera** stated she was notified the YANA office (located in the Library Basement) was being closed as there is no funding for it. Commissioner Ranum stated that was announced at the Chamber meeting today as well. Vera suggests that office be used for Highway Patrol Officer Dulin. Vera left the discussion.

Back to Randy's meeting. Randy stated his County leased land was appraised at \$85.00 per acre in 2000 per the appraisals found.

### **CITY OF BAKER-LAGOON PROJECT**

**3:30 PM-Jon Brosz**, Brosz Engineering phoned in regarding the lagoon project. The Commission agreed to meet with the Jon and the City of Baker regarding the issues pertaining to the lagoon project, after Randy's meeting.

**Back to Randy**-Randy would prefer a 6 year lease that is reviewed annually.

**Purchase**-Randy asked if he had an opportunity to purchase the land, would the land have to be reappraised. The Commission stated yes and could accept no less than a certain % of the appraised value.

**Public/Private**-The group discussed the County lease; Randy likes to treat it like his own land (private). Commissioner Ranum explained the County Attorney has explained to the Commission Fallon County is public land. The Commission had an issue earlier in which a Lessee tried to close the public out of County land for hunting, etc. Randy suggested the County not sell all of the County property all at once.

**Additions**-Commissioner Ranum wants an addition to the lease stating the Lessee (Landowner) is responsible for their own livestock. Randy felt there was something currently written in the existing leases. Randy left the meeting.

**Short recess** was requested by Commissioner Ranum.

#### **CITY OF BAKER-LAGOON PROJECT**

**4:00 PM-Jon Brosz**, Brosz Engineering; **Kevin Dukart**, City Clerk-City of Baker; and **Don Himan**, Public Works Director-City of Baker met to discuss the Lagoon Project.

**New DEQ Standards**-Jon stated the DEQ has new standards which became effective October, 2012 and there are new requirements that have to be met which are affecting the way DEQ recommends the project be completed for the new cell of the lagoon. The rip/rap required by the DEQ will cost the City an additional \$450,000.000.

**Rural Water**-Rural Water was called for assistance with the DEQ requirement. Jon found out on Monday the DEQ denied the deviations he used to make this more fiscally reasonable for the City and still meet requirements.

**Funding**-The group came to ask the Commission if they cannot get this resolved, would the County be willing to help with the funding. Clerk and Recorder will check the funding.

**Discharge permit**-Jon also explained the Discharge Permit is completed but the Golf Course is having issues with the irrigation due to high sodium levels in the ground. Jon will try to get help with NRCS as well.

**Funding**- The City would like a commitment from the County first. Kevin stated they will spend available funding first.

**Motion**-Commissioner Randash made a motion to pledge up to \$500,000 to the City of Baker, based on what is needed for the lagoon project. Commissioner Baldwin seconds the motion. Motion carried unanimously.

**Total Cost**-This would put the cost at approximately \$1,243,000 for the total sewer project, plus all contingencies. Everyone thanked the Commission for the assistance.

**City Meetings**-Commissioner Ranum asked if Kevin could attend the monthly City of Baker meetings if Clayton was unavailable or the County could accommodate by changing the dates and times. Kevin will visit with Clayton about this.

**Lagoon Project**-Commissioner Baldwin wondered if they feel this can be worked out. Rural Water recommends the Mayor contact the Legislators for assistance.

#### **CLOSED-LEGAL**

#### **PERSONAL PROPERTY TAX DISCUSSED**

**5:00 PM-Tim Barkley**, Sheriff stated he and LaRita Huether, Dept. of Revenue worked on the tax issue dealing with JoMax (ONEOK). LaRita contacted a JoMax Representative from Kansas. Tim spoke to ONEOK Representative who gave Tim B the name of the person that Tim should talk to. Tim will contact him tomorrow.

**LESSEE MEETING**-The Commission agreed to cancel the group Lessee Meeting on the 19<sup>th</sup> and contact each Lessee for a one on one meeting. The Clerk and Recorder will take care of that.

#### **COMMISSIONER DISCUSSION**

**Ambulance Issue**-Commissioner Baldwin would like to wait and to further talk to Darryl Espeland before doing anything further more.

#### **REVENUES**

State of Montana-Department of Health and Human Services-County Inspection payment for June, 2012-\$524.50

State of Montana-February, 2013 Fuel Tax Allocation-\$4,128.33

Denbury Resources-November, 2012-Oil and Gas Royalties-\$4,305.85

Shane Beckers-Septic permit-\$25.00

Baker Air Service-January Aviation Fuel-\$234.07

ConocoPhillips Co-December, 2012 Oil and Gas Royalties-\$4,820.64

State of Montana-Department of Health and Human Services-County protective inspections January, 2013-\$1,436.50

State of Montana-Department of Revenue-HB758 Oil/Gas Distribution quarter ending 9/2012-\$54,830.77

#### **CUSTODIAL REPORT**

Custodian had to replace the sump pump in the boiler room which had rotted.

#### **MISCELLANEOUS MINUTES/FLYERS/REPORTS**

**The Commission reviewed and/or approved the following:**

**Eastern Plains Economic Development Corporation**-January project update flyer

**Corrected December, 2012 Detention Center Report**-4 prisoners held for 50 days, 16 City of Baker and 18 Department of Corrections. Billed \$1,350.00; only received \$950.00 as the DOC will only pay \$50.00 per day.

**January, 2013 Detention Center Report**-8 prisoners held for 105 days, 6 Fallon County, 91 City of Baker and 8 Department of Corrections. Billed \$600.00 to Department of Corrections; paid \$400.00.

**Seniors in Action Flyer**-February, 2013 was reviewed.

**Planner-Plat Status Report**-Jan, 2013-16-COS's or Plats in various stages of progress.

**4-H News Flyer**-February, 2013 was reviewed.

#### **MISCELLANEOUS DOCUMENTS**

The Commission reviewed Bridge Inspection Reports for Sandstone Creek, Fork of Beaver Creek and Cottonwood Creek and reports are filed in the Commissioner's office.

**ADJOURN-5:15 PM**-Commissioner Baldwin made the motion to adjourn until Tuesday, February 19, 2013. Commissioner Randash seconds. Motion carried unanimously.

Adjourned.

s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder