

Tuesday, October 14, 2014

9:00 AM CONVENE

PRESENT Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Members

DISPATCH/911 CENTER TOUR AND DISCUSSION:

Commission; Todd Devlin and Deanna Bockness, Prairie County Commission; Brenda Hoeger; Dispatch Supervisor; **John Pisk, Prairie County DES Coordinator; Duncan Hedges, Prairie County Sheriff;**

The officials from Prairie County visited because they wanted to put an end to the talk, "they were shopping for other 911 services".

Meetings-They would like to start holding quarterly 911 meetings with all 4 Counties (PRAIRIE, CARTER, FALLON and WIBAUX); Notices should be sent to the Clerk and & Records of the respective 4 Counties. The meetings would be held in Fallon County. Chuck Lee, DES/911 Coordinator will be responsible for putting the 911 quarterly meetings together. They will start having the meetings January, 2015 in the mornings when the Commission is in session.

10:20 AM-Bobby Wiedmer, Road Foreman and Alba Higgins, Shop Foreman and Brenda Wood, Clerk and Recorder

Auction-Still assisting a few people loading Auction items.

Mowing-The mowing is finished with exception of 1 road that was missed and they will finish it tomorrow.

Blades-The blades are all out on County roads.

Leased Mower-Road Department did not use all the hours available on the leased mower and plan to return it soon.

Cargates-They will be cleaning cattle guards.

Battle Ship Butte Road-Bobby said the fence needs to be repaired (new corner post) and told a Landowner the County would not be repairing the fence.

Backhoe-RDO is here to train the crew on the backhoe.

Landfill Loader-Received a cut a tire on the little loader at the Landfill; had it repaired and also ordered a new rim and tire for it.

Fletcher Creek Bridge-Last week precast portion was placed and the forms for the floor will be poured today.

Feed Mill Bridge-Diamond J was actually able to find a gravel bottom.

Cemetery Drainage Project-Wyrick Construction had a good start, the County needs an easement from Rodney and Marilyn Askin. Commissioner Baldwin will take the easement to the Askin's to be signed.

Miscellaneous-They are also working on other various maintenance and repair jobs.

10:45 AM-Roger Meggers, Airport Manager and Bill Lane, Airport Board Member

Conference call with Congressman Daines and other individuals regarding the proposed expansion of the Powder River Training Complex. The EIS is going through review at the Office of the Secretary of Defense.

Roger presented his list of concerns as Manager of the Baker Municipal Airport.

Discussed financial impact, cessation of air space, health and safety issues due to medical flights, Safety of IFR Operations; discussed sending packets to the House and Senate.

Commissioner Baldwin presented his list of concerns

Sagegrouse impacts; economic issues and life flights; reviewed airspace website and it is always active never green as well as other concerns.

Other Airport Managers discussed cost to go around the airspace; oil companies spoke about their corporate aircrafts and planning of projects how they will get people in and out of the area. Many are concerned about all of their workers being here and no way to Medevac them out. The Oil Companies would like the Air Force to be present at a meeting with everyone so they could make them understand energy development is crucial to the military and the Bakken is about 10% of US Production.

Aircraft Owners & Pilots Association-The Spokesman stated the AOPA is concerned about the overreach.

Commissioner Baldwin asked to have Bill Lane speak on another aspect, "Agriculture". Bill explained he is a Rancher, Volunteer Firefighter and a private pilot and has concerns of flares; disruption to livestock; horseback riders; running livestock through fences and places they cannot go; sonic booms fracturing water wells. Bill asked the Air Force how private pilots avoid missing military aircraft. The Air Force responded by saying, "By seeing a void".

The group further discussed how will pilots be able to fly the pipelines, check their cattle or fight fires. Also discussed the Air Force training area east of Great Falls.

RECESS

Commissioner Randash made the motion to recess for lunch. **Commissioner Baldwin** seconded the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

Noon Recess

1:15 PM RECONVENE

PRESENT Deb Ranum, Chairperson; **William L. Randash** and **Steve Baldwin**, Members

1:30 PM Brenda Wood, Clerk and Recorder joined.

1:30 PM TransCanada Workforce Housing Public Hearing

OTHERS PRESENT Susan Swimley, MACo Attorney; **Mary Grube**, Planner Secretary; **Faron Henderson**, Contract Planner; **Renee Gnerer**-Contract Sanitarian; **Dan Forbes**, Universal Field Service; **Travis Jones**, KLJ; **Mike Dockery**, TC-Attorney; **Rick Perkins** TransCanada; **R.L. "Bud" Anderson**, TransCanada/Keystone XL

Commissioner Ranum brought the meeting to order at 1:50 PM. Susan conducted the meeting as it was also a training for the group. Susan explained Faron would give the staff report which will become part of the record. The group reviewed the staff report, it was read by all Commissioners and will be entered into record.

DISCUSSION

Currently the City of Baker can only provide 880 connections. This is set up to be able to accept 1200 connections, with City approval. **Variance Request**-The Applicant requested a variance from the Storm Water Drainage Plat Application which requests the sub-divider must provide suitable drainage facilities for any surface run-off affecting the Subdivision.

This Workforce Camp Major Subdivision was unanimously approved by the Planning Board.

Mike spoke of the **Storm Water Drainage Variance Request**. Mike explained TransCanada has a system set up. TransCanada does not have permanent dedicate right of ways to send the water to. They have set up a grading design which will provide positive drainage away from the buildings and route the storm water to the proposed detention pond. The detention ponds are designed to keep site discharge from exceeding pre-development flows. The grading and drainage plan will need to be approved by MDEQ before construction begins. This is not going to impact Health and Safety and creates an unnecessary hardship on TransCanada; thus the reason for the variance request. There will be no costs associated to the public.

Rick Perkins discussed the **size of the man camp**. There may be 1200 people at a maximum at the man camp but it will start with less than 300; then there may be 800 for 3 or 4 months and will reach a peak of 1200 for a few weeks and then it will quickly ramp down again. They have cancelled the pipeline contract with the contractor at this time. The pipeline will be built the first year; there will be a very small crew the second year to clean up, reseed and commission the pipeline. That will include approximately 200 to 300 people with RV's only.

Commissioner Randash asked if they would be required to **remove everything**. Rick stated they plan to do so but there are conditions. If there are some items the County would like to keep, that could be discussed. Commissioner Randash discussed leaving the roads (for the material) and the fencing. They could speak to Target Logistics and it would save them money by not having to remove some of those items. These items will be addressed in the lease as long as there is no violation in their permit. Everything above ground is owned by Target Logistics with the exception of the buildings which belong to TransCanada.

Dan discussed the variance and stated MDT has approved the Storm Water Plan which was designed by MDT. Commissioner Baldwin asked about water running across the camp. Travis explained the swales and a detention pond will help that and then it would continue to run where it normally would run.

Agriculture-Discussed any affects the camp may have on the agriculture. The fence will keep livestock out and there are no pets allowed in the camp so those two items will mitigate that issue.

Water facilities-TransCanada will have a water well of their own. When they are moving the waterline (currently used by the Golf Course) the water will be shut down less than 48 hours. TransCanada will give one week notice before they start so the Golf Course can store water. It should actually be less than 8 hours. No concerns.

Wildlife-No concerns of impact.

Effects on Roads/Dust-They plan to strip the top soil and stockpile and they also have a plan to mitigate the dust.

MDT approved accesses-MDT has approved two accesses and no pass zones; the Commission feels the concerns are mitigated. Dan can ask for a copy of the application to MDT to make sure they have complied. MDT has to pave the apron from the fence to the highway. The roads will be graveled; maintenance and dust control will be the responsibility of TransCanada.

Fire suppression-The dormitories and kitchen facility are to have overhead sprinkled fire suppression systems. RV's must stay 15' away from each other and will have fire extinguishers mounted in strategic areas. A water connection will be installed on the water main to provide fire engines the ability to refill. TransCanada and the Fire Chief have addressed impacts.

Law Enforcement-The Fallon County Sheriff will provide law enforcement. Target Logistics will be providing 24/7 security in the camp. Will this impact the local sheriff's office? TransCanada would be willing to provide additional resources (officers) and pay for once the camp commences operation.

Wet areas-There are no wet areas in the area.

Plan-Faron stated this is a Plan, not a Plat, and will be filed in the Planner's office. DEQ is not reviewing this under Subdivision Laws. The DEQ will review any connections to City of Baker.

Effects on Schools-There could be up to 15 students that may join the school system. The School feels they could adequately handle this.

Health Care-Commissioner Randash asked about Health Care such as emergency room calls that do not get paid for under workers comp or items such as this. Dan wondered if the Union would pay for something like that. This is a good question and they will check into this.

MOTION ON VARIANCE

Commissioner Baldwin made the motion to grant the variance to the TransCanada Baker Workforce Camp Major Subdivision. Commissioner Randash seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

MOTION TO APPROVE WORKFORCE HOUSING MAJOR SUBDIVISION

Commissioner Baldwin made the motion to approve the Baker Workforce Camp Major Subdivision with the Applicant's Preferred Conditions. Commissioner Randash seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

Rick stated the conditional preliminary approval shall be in force for no more than 3 calendar years from the written approval date or they can get an extension.

3:50 PM Bobby Wiedmer, Road Foreman met for further updates after visiting various project sites.

Feed Mill Bridge-They are pouring the floor for the Feed Mill Bridge.

Fletcher Creek-End walls and footings were poured, working on the walls that hold the deck.

Cemetery Drainage-Looks like they are ready for the fence.

3:55 PM Commissioner Baldwin made the motion to convene in Executive Session. Commissioner Randash seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

CLOSED SESSION-PERSONNEL

4:00 PM Lori Kesinger and Darlene Hornung, Fallon County Times. Met to get information regarding the Eastern Montana Humane Society Lawsuit filed against Fallon County and others. The County Attorney was contacted and was impolite to Lori so felt they would come to the Commission. They wondered why the County Attorney was not the Attorney of Record. The Commission felt this Attorney

was chosen by the Insurance Company. The Commission deferred any questions of EMHS to the Attorney assigned to the case.

MISCELLANEOUS

Journal Voucher 218-Moved payroll from Health Nurse to WIC to use balance of encumbered funds from WIC Grant.

Water User Annual Status Report-Commissioner Ranum filled out the report to be sent to the Little Beaver Conservation District.

Rental Agreement-Signed the Rental Agreement for Apartment 111.

Letter-Commission received a copy of a letter written to a Board Member regarding absence at Planning Board Meetings.

Letter-Commission receive a copy of a letter from Joan K. Duffield tendering her resignation as the Eastern Region Juvenile Detention Coordinator. Joan will be transitioning into her new position as Rosebud County Clerk and Recorder.

MISCELLANEOUS REVENUES

Baker Air Service-Quarterly Hangar Rental Fees-July-Sept-\$1,159.15

Sands Oil Co-September, 2014 Oil and Gas Royalties-\$146.67

Bowers Oil-August, 2014 Oil and Gas Royalties-\$9.79

West River Coop Tel Co-911 Dividends-\$46.49

5:15 PM ADJOURN

Commissioner Baldwin made the motion to adjourn. **Commissioner Randash** seconds the motion. 3 Ayes. 0 Nays. Motion Carried

ADJOURN,
s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder