

MONDAY, JULY 27, 2020

9:00 AM CONVENE

PRESENT: Deb Ranum, Chairman; Roy Rost, Steve Baldwin, Members; Kelsey DuCharme, Recording Clerk/Secretary

FALLON COUNTY COURTHOUSE

The Pledge of Allegiance was held in the Commissioner's Office to start off the week.

PUBLIC COMMENT –AGENDA/NON-AGENDA ITEMS

9:02 AM Shyla Hadley, Fairgrounds Manager joined the meeting.

Derby Seating- Darick Gorder, Derby Representative, gave Shyla the drawings and estimate of adding the extra seating to the Derby during the Fair. Shyla has not yet gotten quotes for the seating. The Commission agreed with the drawings and would like to make sure it follows OSHA guidelines and is approved by the Insurance Store before moving forward.

9:07 AM Shyla left the meeting.

Approval of July 20-24, 2020 Proceedings-

Commissioner Baldwin made the motion to approve the minutes from July 20-24, 2020 Commissioner Proceedings, with corrections. Commissioner Rost seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

9:39 AM Robbie Christiaens, Maintenance Supervisor joined the meeting.

Maintenance Updates- Robbie reported that the sprinkler system is up and running. He has ordered a part to get the system working at Iron Horse Park. Most of the Seasonal Maintenance Crew will be done by August 14th. The beach sand was worked this morning. Robbie is looking into sealing the cement at the Skate Park and the Gun Range.

9:50 AM Robbie left the meeting.

10:00 AM Bobby Wiedmer, Road Supervisor joined the meeting.

Road Updates-Discussion on the parking lot at the Senior Citizen Center. One of the Kenworth trucks was taken to Billings this morning for repairs. The Road Crew is currently graveling Webster Road. They are also wanting to gravel the Cox cut-across road to North Dakota. A culvert is going to be installed on Fletcher Creek Road. Bobby will look at the Upper Lake gates to determine if the Road Department can get in to clean the gates. The City will need to open the gates for it to be cleaned.

10:30 AM – CALL FOR QUOTES OPENING – GUN RANGE WATER SERVICE LINE

Four different quotes were received for the Gun Range Water Service line. CT Excavation quoted Schedule 1 at \$31,612.00 and Schedule 2 at \$31,322.00. Wiedmer Backhoe Service LLC quoted Schedule 1 for \$30,418.00 and Schedule 2 for \$27,297.50. Griffith Excavating quoted Schedule 1 at \$30,552.00. and did not quote Schedule 2. Deep Creek Contracting LLC quoted Schedule 1 at \$31,500.00 and did not quote Schedule 2. The Commission will review the quotes and make their decision next week.

10:40 AM Bobby left the meeting.

10:56 AM Mary Grube, Administrative Assistant Planner joined the meeting.

11:04 AM Forrest Sanderson, KLJ Contract Planner; Susan Swimley, Land Use Attorney joined the meeting via teleconference.

Discussion on TC Energy Workforce Subdivision- Forrest does not believe that TC Energy will be looking at a final plat unless they resolve their bonding issue. They will not be completing all the public infrastructure. The food service area requires a large amount of water storage, and they will not be installing the water storage. TC Energy will need to file for an extension or get a performance bond that guarantees the work. The last Forrest heard from the Project Engineer; they are weighing those options. He has not heard from them in a few weeks. The expiration is in December and will need to request this extension around 60 days in advance.

11:15 AM Forrest and Susan hung up the phone, therefore leaving the meeting.

Planning Updates- A fence is needing to be put across the berm around the Upper Lake to stop the motocross traffic. The Commission will speak with Shannon Hewson, Brosz Engineering. Mary is needing to move forward on other areas of the Upper Dam inspection. She asked the Commission if she would be allowed to sign off on minimal items, such as Lake Shore Regulations, to help intercept the bill with Forrest Sanderson. The Commission explained that this is not a part of her job description, and if she is going to do that her job description will need updated. She will need to have Forrest sign off on these items for the time being, as he is the Contract Planner for Fallon County. Mary asked the Commission

about hiring another person in the Planning Department part time. The Commission has not made this decision yet.

11:39 AM Mary left the meeting.

11:42 AM Commissioner Rost made the motion to recess for lunch. Commissioner Baldwin seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

NOON RECESS

RECONVENE

PRESENT: Deb Ranum, Chairman; Roy Rost, Steve Baldwin, Members; Kelsey DuCharme, Recording Clerk/Secretary

FALLON COUNTY COURTHOUSE

PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS

No one appeared for public comment.

1:26 PM Brenda Wood, Clerk and Recorder joined the meeting.

1:31 PM Darcy Wassmann, County Attorney joined the meeting.

1:32 PM Mary Grube, Administrative Assistant Planner joined the meeting.

Wage Questions and Discussion- Commissioner Ranum has questions about wages for employees, Deputies, and Elected Officials. Darcy explained that a Deputy cannot receive more than 90% of the Elected Officials, due to State Statute. The employees can be given any raise deemed by the Commission, as their salaries are not connected to the Elected Officials. A 50-cent raise cannot be given to the employees, Elected Officials, and the Deputy, as the Deputy cannot receive more than 90% of what the Elected Official receives. A 50 cent-raise across the board would not be fair to the Deputies, as they would receive only 90%.

1:49 PM Mary and Brenda left the meeting.

1:52 PM Commissioner Rost left the meeting to give keys to the contractors at Parkview and help empty the kitchen area.

1:55 PM Bobby and Missy Thielen, Members of the Public joined the meeting.

1:57 PM Trenton Harbaugh, Sheriff joined the meeting.

Discuss County Roads- Bobby and Missy are looking to gain access to go into the north end of their property off the old Pennel Creek Road. They are not able to enter the side that is closer access to them. Commissioner Baldwin explains that if a landowner purchases property that is landlocked and they know this during the purchase, access is not required to be given. This road was an old County road, which was abandoned in 1933. Bobby would like the Commission to reverse the abandonment. The Commission explained that once a road is abandoned, the resolution cannot be reversed. One option would be for the Thielen's to gain access through an easement with their neighbors. They currently have a verbal agreement with a neighboring landowner.

2:19 PM Bobby Wiedmer, Road Superintendent joined the meeting.

They could potentially file a petition with the County to establish a new road, however if other landowners disagree with it or the Commission disallows it, it will not pass. Another option would be getting a prescriptive easement through the Court system, but that is not anything involved with the County. It has been abandoned and the resolution cannot be reversed. The County cannot do anything with it, as it is not a County road. The question was asked why Thielen Access is no longer a maintained County Road. Bobby would like it plowed in the winter and the issues with the ridge in the middle of it. Bobby Wiedmer explained that there is too much grass on the road from the Weed Crew not being allowed to spray it. The Road Crew does not snowplow minimal maintenance roads. Bobby feels the road that goes through his house was unlawfully taken by the County and did not agree when it was made into a County Road.

3:15 PM Commissioner Rost returned to the meeting.

Possible remediations of the questions asked regarding these different roads were discussed. The Commission will not be able to do anything at this time. It will be up to the Thielen's if they would like to move forward.

3:32 PM Darcy, Missy, Bobby T., Bobby W., and Trenton left the meeting.

WORK SESSION

The Commission reviewed emails and correspondence, as well as County reports and revenues, board minutes and agendas. They signed a contract for Family Planning Services for FY2020/2021, an Encroachment Permit for MDU, an agreement with Action for Eastern Montana for FY2020/2021, a Contractors agreement with Direct Electric for the Airport Apron Expansion Project, a Right of Way Easement with Scout Energy, Fair Contracts, an Application for the Shoreline Construction Permit (Boat Dock), and a Rental Agreement for Parkview 1 Apartment #213. The Commission decided that they will not be putting any scoria on the Yanz Access Road for maintenance.

Commissioner Rost made the motion to appoint Steve Bryan to the Fallon County Shooting Range Board. Commissioner Baldwin seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

Commissioner Baldwin made the motion to accept Change Order #1 for Griffith Steel Excavating in the amount of \$15,091.06 for the Senior Citizen Addition Project. Commissioner Rost seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

4:26 PM Julie Straub, HRM; Barb Ketterling, Treasurer joined the meeting.

Permission to Hire- There were seven applicants that had applied for the Clerk position in the Treasurer's Office. Barb would like to hire Heidi Heid for the position.

Commissioner Rost made the motion to hire Heidi Heid for the Treasurer's Clerk Position. Commissioner Baldwin seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

4:35 PM Julie and Barb left the meeting.

4:35 PM Tom Parker, Marisa Sowles, Geum Environmental Consulting joined the meeting.

Baker Lake Update- Tom gave an update to the Commission from their evaluation of Baker Lake. He believes it is in very good condition. The geese grazing it will not prevent the wetlands from forming, but it may take a while longer. Some of the trees will need to be replanted. Tom explained that they cannot spray any of the weeds growing inside the Lake, as this will affect the other plantings.

4:55 PM Tom and Marisa left the meeting.

5:00 PM Commissioner Baldwin made the motion to adjourn the meeting. Commissioner Rost seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried.

MEETING ADJOURNED

s/Kelsey DuCharme, Recording Clerk

s/Deb Ranum, Chairman

ATTEST:

s/Brenda J. Wood, Clerk & Recorder