

CASCADE COUNTY COMMISSION MEETING
February 28 , 2023
Via Zoom and Conference room attendees
9:30 A.M.

Commission
Journal #63

Notice: Pursuant to MCA 2-3-212(1), the official record of the minutes of the meeting is in audio form, located at cascadecountymt.gov and the Clerk and Records Office. This is a written record of this meeting to reflect all the proceedings of the Board. MCA 7-4-2611 (2) (b). Timestamps are indicated below, in **red**, and will direct you to the precise location should you wish to review a specific agenda item audio segment. These were officially approved on March 14, 2023.

Commission : Chairman Joe Briggs, Commissioner Jim Larson, and Commissioner Rae Grulkowski were present.

Staff: Carey Ann Haight- Chief Deputy Attorney, Phoebe Marcinek- Deputy Attorney, Deputy Treasurer- Denise Johnson, Raina Leavens- Planner, Bonnie Fogerty-Commission and Marie Johnson - Chief Deputy Clerk & Recorder.

Attendees Via Zoom: Jenn Rowell, Captain William Darby, and Dan Semmens of Dorsey-Whitney.

Public: Shannon Wilson, Melissa Clark, and Sherrie Neff.

Call to Order : Commissioner Briggs called the meeting to order. **00:41**

Reading of the Commissioners ' calendar: Bonnie Fogerty read the calendar. **00:52**

Purchase orders and accounts payable checks: See agenda for payment information. Commissioner Larson made a **MOTION** to approve purchase orders and accounts payable warrants. **Motion carries 3-0 03:34**

Treasurers Report: Denise Johnson read the treasurers report. **04:05**

Consent agenda: Routine day-to-day items that require Commission action. Any Commissioner may pull items from the Consent Agenda for separate discussion/vote.

Approval of the Minutes and Consent Agenda Items: Commissioner Grulkowski made a **MOTION** to (A) Approve minute entries- which there were none at this meeting.

(B) Approval of Routine Contracts as Follows:

Contract 23-20: Ratification of Subrecipient Agreement between Cascade County and Grassland Colony regarding the use of the American Rescue Plan Act (ARPA) funds for Water and/or Sewer Infrastructure Project. Total Award of ARPA Funds: \$50,000. Effective: Date of Signing - December 31, 2026. **06:04 R0441248**

Contract 23-21: Ratification of Subrecipient Agreement between Cascade County and Homestead Acres Water & Sewer District regarding the use of the American Rescue Plan Act (ARPA) funds for Water and/or Sewer Infrastructure Project. Total Award of ARPA Funds: \$86,133.18. Effective: Date of Signing - December 31, 2026. **06:16 R0441249**

Contract 23-22: Ratification of Subrecipient Agreement between Cascade County and Gore Hill County Water District regarding the use of the American Rescue Plan Act (ARPA) funds for Water and/or Sewer Infrastructure Project. Total Award of ARPA Funds: \$277,250. Effective: Date of Signing - December 31, 2026. **06:38 R0441250**

Contract 23-23: Ratification of Subrecipient Agreement between Cascade County and Centerville Public Schools regarding the use of the American Rescue Plan Act (ARPA) funds for Water and/or Sewer Infrastructure Project. Total Award of ARPA Funds: \$320,176. Effective: Date of Signing - December 31, 2026. **07:05 R0441251**

Motion carries 3-0 to approve items on the consent agenda 08:23

Agenda Item #1

Motion to Approve or Disapprove:

Resolution 23-10: A resolution amending the policy for eligibility for Cascade County's Indigent Cremation/Burial Fund **08:30 R0441246**
Commissioner Larson presented this resolution. **11:19**

Commissioner Grulkowski made a **MOTION** to approve Resolution 23-10, a resolution amending the policy for eligibility for Cascade County's indigent cremation /burial fund. **Motion carries 3-0 12:49**

Agenda Item #2

Motion to Approve or Disapprove:

Resolution 23-11: A resolution approving Financing documents for a Project on behalf of Montana Renewables, LLC in furtherance of the Issuance of Revenue Bonds to finance costs of designing, engineering, and constructing a Renewable Fuels Refinery under Montana Code Annotated, Title 90, Chapter 5, Part 1, as amended. (Ref: Resolution 22-77, R0438463, Resolution 22-75, R0437808) **13:34 R0441759**
Carey Ann Haight presented this contract. **13:41**
Dan Semmens spoke via Zoom. **19:47**

Commissioner Larson made a **MOTION** to approve Resolution 23-11: a resolution authorizing the sale and issuance of Solid Waste Disposal and Sewage Facilities Revenue Bonds (Montana Renewables, LLC Project) Series 2023, to finance a project under Montana Code Annotated, Title 90, Chapter 5, Part 1, as amended: and authorizing the execution and delivery of documents with respect thereto. **Motion carries 3-0 24:00**

Agenda Item #3

Motion to Approve or Disapprove:

Contract 23-24: Professional Services Agreement between Heritage Health Solutions Inc. and the Cascade County Sheriff's Office providing off-site administrative healthcare. **24:47**
Chairman Briggs announced that this item will be tabled until March 14, 2023. **25:48 R0441760**

Agenda Item #4

Public Hearing

Resolution 23-12: A resolution to amend to zoning map of the Cascade County Zoning Regulations by rezoning Parcel #2619975 from Open Space District to the Mixed-Use District. **R0441247**

Recessed the Commission Meeting:

Chairman Briggs recessed the Regular Commission Meeting at 9:58 a.m.

Open the Public Hearing:

Chairman Briggs opened the Public Hearing at 9:42 a.m.

Waived Reading of Public Notice:

The reading of the Public Notice was waived without objection. **27:01** (See Exhibit A)

Staff Report:

Raina Leavens-Planner provided the Staff Report. **27:21 - 32:51**

Waived the Reading of the proposed amendments to Section 4:

The reading of the amendments was waived without objections (Amendments can be found in the Agenda Packet provided for this meeting). **33:33**

Call for Written Information:

There was no written information entered into the record. **34:32**

Call for Proponents:

Chairman Briggs called for Proponents, three times with no response. **34:38**

Call for Opponents:

Chairman Briggs called for Opponents, three times with no response. **34:48**

Call for Informational Witnesses:

Chairman Briggs called for Informational Witnesses, three times with no response. **35:15**

Close to Public Hearing:

Chairman Briggs closed the Public Hearing at 10:07 a.m.

Reconvene the Regular Commission Meeting:

Chairman Briggs reconvened the Commission Meeting at 10:08 a.m.

Call for a motion:

Chairman Briggs called for a motion. 35:47

Commissioner Larson made a **MOTION** to consider the County Planning Board's recommendation, staff report, public comments, testimony and informational materials, adopt the staff report and approve Resolution of Intention 23-12 for a zoning map amendment to rezone parcel #2619975 from the Open Space District to the Mixed Use District based on the conclusion that it meets the criteria and guidelines set forth in MCA 76-2-203. **Motion carries 3-0 37:00**

Agenda Item #5

Contract 23-25: State & Local Fair Market Value Lease Agreement with Pitney Bowes SendPro C Auto 95 Auto Mailing Machine through Kelly Connect. Lease Term: 60 Months
Commissioner Grulkowski presented this contract. **37:32 not recorded at this time**

Commissioner Larson made a **MOTION** to **approve Contract 23-25 the State and Local fair market value lease agreement with Pitney Bowes for a SendPro C Auto 95 Auto mailing machine through Kelly Connect. Motion carries 3-0 43:25**

Public Comment on any public matter that is not on the meeting agenda, and that is within the Commissioners' jurisdiction. (MCA 2-3-103)

Sherrie Neff of the Children's Museum spoke. **43:56**

Adjournment: Chairman Briggs adjourned this Commission Meeting at 10:16 a.m.