

CASCADE COUNTY COMMISSION MEETING
May 11, 2021
Via Zoom and Conference room attendees
9:30 A.M.

Commission
Journal #61

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 May 25, 2021.

Commission : Chairman Joe Briggs, Commissioner Jim Larson, and Commissioner Don Ryan.

Staff: Undersheriff Reeves, Charity Yonker- County Planner, Destiny Gough- Planning, Mary Embleton - Budget Officer, Carey Ann Haight - Deputy County Attorney, Bonnie Fogerty-Commission and Marie Johnson -Deputy Clerk & Recorder

Public: Joseph Williams- DUI Taskforce, Dean Skinner- 83 Deerfoot Trail, Sun River, Chris Skinner-13545 MT HWY 200, Sun River, Joe Lee- 13840 MT HWY 200 Sun River, and Cynthia Woltzen- Department of Corrections.

Call to Order : Chairman Briggs called the meeting to order. **00:38**

Reading of the Commissioners ' calendar: Bonnie Fogerty read the calendar. **00:41**

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 03:24**

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 Ryan made a **MOTION** to (A) Approve minute entries April 21, 2021. (B) Approval of Routine Contracts as Follows: **04:05**

Tax Appeal Board Appointment: (1) Vacancy - Applicant: Chuck Pankratz - Term Expiration: April 30, 2024. **04:16**

Contract 21-58: Lease Agreement with James S. Bumgarner dba/Rimrock Valley Preserve, LLC for a solid waste site on his property located on the northwest corner on Tiger Butte Road, Cascade County, Montana. Effective: Date of Signing - June 30, 2023. Rate: \$1,500/per year. **04:21 R0410362**

Contract 21-59: Noxious Weed Trust Fund Project Grant Agreement, Lower Hound Creek Weed Management Area 2021, MDA #2021-012. Purpose: Perform noxious weed control activities in Cascade County. Effective: April 28, 2021 - October 31, 2022. Maximum Grant Amount: \$13,596 (Landowner Match) **04:30 R0410363**

Contract 21-60: Noxious Weed Trust Fund Project Grant Agreement, Eden Weed Management Area 2021 MDA #2021-026. Purpose: Perform noxious weed control activities in Cascade County. Effective: April 28, 2021 - October 31, 2022. Maximum Grant Amount: \$25,000 (Landowner Match) **04:49 R0410364**

Contract 21-61: Noxious Weed Trust Fund Project Grant Agreement, Hound Creek Weed Management Area, MDA #2021-027. Purpose: Perform noxious weed control activities in Cascade County. Effective: April 28, 2021 - October 31, 2022. Maximum Grant Amount: \$40,000 (Landowner Match) **05:23 R0410365**

Contract 21-62: Noxious Weed Trust Fund Project Grant Agreement, Belt Weed Management Area, MDA #2021-028. Purpose: Perform noxious weed control activities in Cascade County. Effective: April 28, 2021 - October 31, 2022. Maximum Grant Amount: \$10,000 (Landowner Match) **05:56 R0410366**

Contract 21-63: Noxious Weed Trust Fund Project Grant Agreement, Little Belt Creek Weed Management Area, MDA #2021-029. Purpose: Perform noxious weed control activities in Cascade County. Effective: April 28, 2021 - October 31, 2022. Maximum Grant Amount: \$7,000 (Landowner Match) **06:23 R0410367**

Contract 21-64: Maintenance Agreement with Montana Interactive, LLC dba/NIC Montana for Burn Permits. Effective: May 1, 2021 for a five (5) year term. Cascade County collects \$8.00 per permit, retaining \$6.00/per permit and pays a \$2.00 fee for permit processing. **06:48 NR**

City-County Health Department

Resolution 21-28: Budget Appropriation within the Public Health Emergency Preparedness Fund #2963 due to additional funding for an Epidemiologist/Disease Intervention Specialist. Total Amount: \$91,812. (Ref: Contract 20-167, R0399190) **07:38 R0410361**

Contract 21-66: MT DPHHS Task Order 22-07-4-31-106-0 Immunization Program. Purpose: Reduce the burden of vaccine preventable disease within the Contractor's service areas by ensuring the oversight and provision of immunization services for children, adolescents, and adults. Effective: July 1, 2021 - June 30, 2022. Total Amount: \$33,113. (renewal) **07:47 R0411419**

Contract 21-67: MT DPHHS Task Order 21-07-4-31-106-0 Immunization Program, Amendment Number Two. Purpose: Provide additional funding to local health jurisdictions to participate in COVID-19 vaccination planning. Effective: April 29, 2021 - June 30, 2021. Increased Amount: \$196,735 from Amendment #1. Total Amount: \$257,289. **08:14**

Motion carries 3-0 to approve items on the consent agenda 08:55 R0411420

Agenda Item # 1. Public Hearing

Resolution 21-27 : Ratification of Resolution #21-03 to discontinue two alley ways and one street of Largent and Strong East Addition to Sun River, located in Section 34, Township 21N, Range 01W, P.M.M., Cascade County, MT, known as the alley running East to West through Block 3 approximately 495 feet long and 20 feet wide, between platted Main Street and Carroll Street, the alley running East to West through Block 4 approximately 550 feet long and 20 feet wide, between platted Carroll Street and Strong Street, and the street platted as Carroll Street approximately 500 feet long and 60 feet wide. Initiated by Christopher Skinner.

Close the Commission Meeting:

Chairman Briggs closed the Regular Commission Meeting at a.m.

Open the Public Hearing:

Chairman Briggs opened the Public Hearing at 9:43 a.m.

Waived Reading of Public Notice:

The reading of the Public Notice was waived without objection. **11:46**
(See Exhibit A)

Staff Report:

Charity Yonker-Planning Director presented this road abandonment.

12:05 - 16:14

Call for written testimony :

Chairman Briggs called for written testimony. **16:20**

Call for Proponents:

Chairman Briggs called for Proponents. Chris Skinner approached the Commission. **16:39**

There was discussion regarding this item. **16:40-18:41**

Chairman Briggs called for more proponents and no other came forward. **18:42**

Call for Opponents:

Chairman Briggs called for Opponents. Joe Lee approached the Commission. **18:55**

There was discussion regarding this item. **18:56-20:45**

Call for Informational Witnesses:

Chairman Briggs called for Informational Witnesses, three times with no response. **22:57**

Close to Public Hearing: 23:32

Chairman Briggs closed the Public Hearing at 9:56 a.m.

Resume Regular Commission Meeting:

Chairman Briggs re-opened the Commission Meeting at 9:57 a.m.

Closing Discussion on this item. **23:56-27:35**

Commissioner Ryan made a **MOTION** to approve Resolution 21-27 Ratification of Resolution #21-03 to discontinue two alley ways and one street of Largent and Strong East Addition to Sun River, located in Section 34, Township 21N, Range 01W, P.M.M., Cascade County, MT, known as the alley running East to West through Block 3 approximately 495 feet long and 20 feet wide, between platted Main Street and Carroll Street, the alley running East to West through Block 4 approximately 550 feet long and 20 feet wide, between platted Carroll Street and Strong Street, and the street platted as Carroll Street approximately 500 feet long and 60 feet wide. Subject to 2 (two) required conditions.

Motion carries 3-0 28:35 R0410360 R0410370

Agenda Item # 2.

Contract 21-65: Cascade County DUI Task Force Annual Plan

Effective: July 1, 2021- June 30, 2022. **30:04**

Joseph Williams- DUI Task Force Coordinator presented the Cascade County DUI Task Force Annual Plan. **30:31**

Commissioner Larson made a **MOTION** to approve Contract 21-65: Cascade County DUI Task Force Annual Plan. **Motion carries 3-0 32:27 R0410643**

Agenda Item # 3.

Contract 21-68: Mutual Agreement and Settlement between Cascade County and the State of Montana Department of Corrections regarding the Contract to Provide Operation and Management Services Minimum, Medium, and Close Custody Prison for Adult Male Offenders, and the County Detention Center Reimbursement Agreement. **33:01**

Carey Ann Haight- Deputy County Attorney presented this contract. **33:26**

Discussion on this item including Undersheriff Reeves Cynthia Woltzen- DOC, and Commission. **33:27-39:32 R0411421**

Commissioner Ryan made a **MOTION** to approve Contract 21-68 Mutual Agreement and Settlement between Cascade County and the State of Montana Department of Corrections.

Motion carries 3-0 39:32

Agenda Item # 4.

Contract 21-69: Cascade County Detention Center Reimbursement Agreement with the State of Montana Department of Corrections. Reimbursement Rate: \$69.63/per offender/per day. Effective: July 1, 2021 - June 30, 2023. **40:04 R0411422**

Undersheriff Cory Reeves presented this contract.

Commissioner Larson made a **MOTION** to approve Contract 21-69 Cascade County Detention Center Reimbursement Agreement with the State of Montana Department of Corrections.

Motion carries 3-0 41:35

Agenda Item # 5.

Contract 21-70: Montana Department of Corrections Contract #04-053-DIR, Amendment #13 with Cascade County. This will make an immediate modification to the Contract to Provide Operation and Maintenance Services Minimum, Medium and Close Custody Prison for adult male offenders in regard to the minimum number of adult male prisoners the County will housing. (Ref: Contract 16-203, R0337264) **42:22 R0411423**

Carey Ann Haight- Deputy County Attorney presented this contract. **42:23-45:33**

Discussion about this contract.

Commissioner Ryan made a **MOTION** to approve Contract 21-70 Montana Department of Corrections Contract #04-053-DIR, Amendment #13 with Cascade County. **Motion carries 3-0 45:33**

Public Comment on any public matter that is not on the meeting agenda, and that is within the Commissioners' jurisdiction. (MCA 2-3-103) **None**

Adjournment: Chairman Briggs adjourned this Commission Meeting at 10:19 a.m.