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**September 11, 2006 Regular Session of the County Commissioners**

The Board of Commissioners, in and for Beaverhead County, Montana, met in session on September 11, 2006, at 9:15 a.m. Present: Chairman Garth Haugland, Commissioner Mike McGinley, Commissioner Tom Rice, and Secretary Patti Odasz.

Linda Loendorf and Rural Addressing Coordinator Scott Marsh joined the meeting.

Chairman Haugland stated that previous to this meeting Sheriff Harold Forsman submitted his written resignation. Discussion ensued and the following motion was made:

MOTION: Commissioner Rice moved and Commissioner McGinley seconded that Sheriff Harold Forsman's resignation not be accepted until the circumstances leading to this resignation are reviewed. The motion carried unanimously.

Linda distributed an aerial photo of Moose Run Road and the surrounding area and gave a brief history of the Road. In 1996 Linda and her husband built this road from the beginning of the Road to their house. In 1999 Jerry Bonds along with the Lowendorfs and Paul Taylor built the extension of the road to service the other parcels of land. The Commissioners reviewed the Certificates of Survey of this land showing the Road in question. Linda and her husband feel that the road servicing these other parcels intersects with Moose Run Road and is not Moose Run Road itself. There is a disagreement of the landowners as to what the road should be named. The Commissioners informed Linda that the road or roads in question are private roads, not County or public roads. Linda was told that the County will need a majority of the landowners serviced by the Road to decide on a name and then submit the name to the County. The Commissioners and Scott suggested that she write the landowners adjacent to the road about this matter. Linda left the meeting.

Road Manager Richard Miller joined the meeting and submitted a copy of the Scenic Byway newsletter update and the Road Report for September 3 -9, 2006:

Dillon Area

- ❖ Nissen Lane, Carter Creek Road, Sweetwater Road, and Smith Road were watered and bladed.
- ❖ Gravel was hauled to Smith road.
- ❖ The school bus turn-around project on Smith Road was completed.
- ❖ Gravel was hauled to Nissen Lane and Carter Creek Road.
- ❖ Guardrails on the Scenic Byway were checked.
- ❖ Area roads were checked
- ❖ The arena at the Fairgrounds was cleaned up.
- ❖ Equipment was serviced and repaired.

Lima Area

- ❖ Area roads were checked
- ❖ Sage Creek Road was bladed.
- ❖ Gravel was hauled to Nissen Lane and Carter Creek Road.
- ❖ Equipment was serviced and repaired.

Wisdom Area

- ❖ A cattleguard on Saddleback Drive was cleaned.
- ❖ Equipment was moved to Dillon for winter repairs.
- ❖ A culvert on Skinner Meadows Road was cleaned.
- ❖ Big Hole area roads were checked
- ❖ Equipment was serviced and repaired.

At Richard's request Scott remained at the meeting to discuss the Clarks Canyon Fire. During the fire Scott paged the Search and Rescue to help block the roads in the area to onlookers. Deputy Sheriff Jay Hansen cancelled this page and took the road-

closed signs from the County shop and placed the signs on the roads, not just on County roads. Chairman Haugland stated that he gave Jay the authority to close only County roads. Richard still has not received all of the signs back and will talk to Jay about this matter. Scott left the meeting.

Richard reported that the paving of the Byway should start this week and should be completed in ten days.

Luke Fitch has submitted a release from his doctor and is now back to work. Richard has talked with Luke about not lifting heavy items, etc.

Commissioner Rice informed Richard that there are two cattleguards that are to be sold at auction. If the cattleguards meet the correct specifications, the County might want to purchase them.

Richard reported that Nissen Lane, Carter Creek Road, and the remainder of Sweetwater Road would be magchlorided this week. Smith and Son's Construction, Barretts Minerals, and the County will all pay a portion of the cost.

Surveyor Erland Gendreau will have a large copy of the Grant survey for Thursday's meeting in Grant.

Chairman Haugland mentioned to Richard that the drainage project at the Dillon Airport needs to be started. Richard will do the grade this week and have the project started next week. Richard left the meeting.

County Attorney Marv McCann and Deputy County Attorney Kurt Steadman joined the meeting. The E911 project was discussed. Kurt will research State Statute on 911. The resignation of Sheriff Forsman was discussed.

The Benson case was briefly discussed. Scott Marsh joined the meeting and the E911 project was further discussed. Marv, Kurt, and Scott left the meeting.

The following Drought Task Force members joined the meeting: Beaverhead County DES Coordinator Larry Laknar, Wise River Forest Service District Ranger Charlie Hester, County Fire Warden Scott Marsh, East Bench Representative Dennis Miotke, Madison County Representative Frank Ford, DNRC Representative Don Cople, Fish, Wildlife, and Parks Representatives Dick Oswald, BLM Representative Tim Bozorth, Extension Agent J.P. Tanner, Forest Service Representative Tammy Clark, State Senator Bill Tash, and *Dillon Tribune* Reporter Barbara Bauerle. Introductions were given and Chairman Haugland turned the meeting over to Larry. Copies of the agenda and attachments were distributed. Everyone gave his or her verbal report. Larry gave his and the National Weather Service's power point presentations on the drought conditions and the effect of the drought in Beaverhead County. Frank Ford informed the Task Force that the Madison County Commissioners are thinking about asking the Governor for a natural disaster declaration and asked if Beaverhead County is considering asking for this declaration. Chairman Haugland stated that this issue has not been brought before the Commissioners, and if there were factual data, the Commissioners would be receptive to it. The next County Drought Task Force meeting will be October 10, 2006. The Drought Task Force left the meeting.

John Whittingham from Basic Biological Services joined the meeting to update the Commissioners on work he is doing on the Native Plant plan and the work he has done on the ground to ready the area for the plants. John suggested that the next step be the construction of the fence. John was given permission to start the construction of the fence for a cost of \$5,000, and if there will be an overage, John was asked to contact the Commissioners. The Commissioners also gave John permission to purchase fencing material from Allen Nygren.

John informed the Commissioners that last Spring Barretts Minerals offered to supply rock material for the walk ways, decorative boulders, etc. and would also haul the rock. The Commissioners gave John permission to contact Barretts Minerals about this matter. John left the meeting.

Chairman Haugland recessed the meeting at 12:00 p.m. for the lunch break and reconvened the meeting at 1:30 p.m. with all Commissioners and Secretary Patti Odasz in attendance. *Dillon Tribune* reporter Barb Bauerle joined the meeting.

After discussion about the Resolution Adopting the Final Budget and the Setting of Mill Levies for Fiscal Year 2006-2007 the following motion was made:

MOTION: Commissioner Rice moved and Commissioner McGinley seconded to delay the adoption of the Resolution Adopting the Final Budget and the Setting of Mill Levies for Fiscal Year 2006-2007 until September 18, 2006. The motion carried unanimously.

MOTION: Commissioner McGinley moved and Commissioner Rice seconded that the Designation of County be delayed until September 18, 2006. The motion carried unanimously.

The Commissioners reviewed the County budgets with Barb.

The Commissioners reviewed the final report for the final plat of the Sweetwater Estates Major Subdivision II and the following motion was made:

MOTION: Commissioner McGinley moved and Commissioner Rice seconded that the final plat of the Sweetwater Estates Major Subdivision II be approved.

Chairman Haugland went over the day's business with the news media. Barb left the meeting.

The minutes of the September 5, 2006 meeting were read and the following motion was made:

MOTION: Commissioner McGinley moved and Commissioner Rice seconded that the minutes of the September 5, 2006 meeting be approved. The motion carried unanimously.

The Commissioners reviewed and approved the September 3-9, 2006 invoices for a total of \$30,989.62. The Invoice Payment Schedule is located in the Financial Administrator's Office.

There being no further business to come before the Board, the meeting was adjourned at 5:00 p.m.

Attest: \_\_\_\_\_ Approved: \_\_\_\_\_  
Clerk of the Board Chairman of the Board