

September 14, 2020 Regular Session of the Beaverhead County Commissioners

The Board of Commissioners, in and for Beaverhead County, Montana, met in session on September 14, 2020 at 9:00 a.m. in the Commissioners' Room of the Beaverhead County Courthouse. Present: Chairman C. Thomas Rice and Commissioner Mike McGinley. Commissioner John H. Jackson was absent attending a funeral. Assistant Cindy Decker was present.

Updates on County Projects:

Road Supervisor Bob Ferris and Public Works Secretary Jamie Flynn joined the meeting. GIS Coordinator Tracy Sawyer, County Attorney Jed Fitch and Facilities Manager Chris Booth also joined the meeting. Bob stated that they are still hauling millings on Carrigan Lane. The crew worked on Flynn and Anderson Lanes.

Bob commented that he received a letter from MDT and Riverside Contracting will be bidding on the project for next summer. This project will be to mill and resurface Hwy 43 from Trail Creek to Wisdom basically. Scott Jones told Bob that we should let Riverside do the DEQ permitting in Beaverhead County's name. Fred Hirschy will need to get involved as well. Jamie wondered if we would still have to pay the royalty. Discussion ensued. Commissioner Rice stated that we could just shift that cost to Riverside.

Chris stated that the flooring will be installed beginning today in Jed's office. Dayspring will be working on the trim this week hopefully. Jed remains super frustrated regarding the slow progress of Dayspring. Jed asked about the storage situation for his files. He and Chris will meet together soon regarding this.

Jed stated that he will have the first jury trial since Covid hit. Voir Dire will be held in the big high school gymnasium so like everything else, this will be interesting.

"Healthy Is" will be here on September 23, 2020 from 10 – 4 and every month on the fourth Wednesday from here on.

The following Road Department Report was submitted and scanned into the minutes:

BEAVERHEAD COUNTY ROAD WORK August 23rd to August 29th, 2020 Dillon, Lima and Wisdom Areas

DILLON AREA

- Bladed on the following roads: Medicine Lodge, Old Armstead and Sweetwater.
- Applied asphalt millings on Carrigan Lane. Project #2008-02.
- Cleaned up the flood on Medicine Lodge Road.
- Opened Lemhi Pass Road from the Bear Creek fire.
- Mowed on local roads.
- Moved equipment.
- Road checked Dillon area roads.
- Equipment service and repair.

LIMA AREA

- Bladed on the North Valley Road.
- Rock raked the North Valley Road and Elk Lake Road.
- Soft spot repair on Gosman Lane.
- Moved equipment to the Alaska Basin gravel pit.
- Road checked Lima and Dell area roads.
- Equipment service and repair.

WISDOM AREA

- Bladed on the following roads: Steel Creek and Rock Creek.
- Sign inventory.
- Shop cleaning and maintenance.
- Road checked Jackson and Wisdom area roads.
- Equipment service and repair.

Action on Previous Meeting Minutes:

The minutes of the September 8, 2020 meeting were read and the following motion was made:

MOTION: Commissioner McGinley moved and Commissioner Rice seconded that the minutes of the September 8, 2020 meeting be approved. A verbal vote was taken and the motion carried unanimously.

Public Comments on Subjects Under County Jurisdiction Not on Agenda

Discussion & Action ~ Resolution 2020-26 – Appointing Special Deputy County Attorney

County Attorney Jed Fitch joined the meeting and gave a brief explanation why this resolution is necessary.

After brief discussion, the following motion was made:

MOTION: Commissioner McGinley moved and Commissioner Rice seconded that Resolution 2020-26 – Appointing Special Deputy County Attorney be adopted. A verbal vote was taken and the motion carried unanimously.

A copy of this resolution can be viewed below:

109073 Fee:\$ 0.00 File: 2020-26 Page:1
BEAVERHEAD COUNTY Filed 9/14/2020 At 4:35 PM
Stacey Reynolds, Clerk and Recorder
By: *Stacey Reynolds*

RESOLUTION #2020-26

RESOLUTION APPOINTING SPECIAL DEPUTY COUNTY ATTORNEY

WHEREAS, due to a conflict of interest that has arisen between the Beaverhead County Attorney's Office and the Defendant in *State v. Daniel Lee Evenson, DC-17-3750*, the Beaverhead County Attorney has requested prosecutorial assistance in that case filed in Beaverhead County District Court; and

WHEREAS, it is desired and deemed appropriate that a special deputy county attorney be appointed to take over the prosecution of the aforementioned case; and

WHEREAS, Mont. Code Ann. § 7-4-2705 authorizes the County Commissioners to authorize the county attorney to employ special counsel to assist in the prosecution of any criminal case pending in the county; and

WHEREAS, The Beaverhead County Attorney consents to such arrangement for the sole responsibility of prosecuting the above-referenced case; and

WHEREAS, Bill Fulbright, Ravalli County Attorney, consents to said appointment and arrangement for the sole responsibility of prosecuting the above-referenced case;

IT IS HEREBY RESOLVED:

That Ravalli County Attorney Bill Fulbright is hereby appointed as special deputy county attorney for Beaverhead County for the purpose of handling the prosecution of the aforementioned case.

IT IS FURTHER RESOLVED:

That under the terms of this agreement, witness fees and expenses, jury costs, and other normal costs associated with trial will be the County's responsibility as with all other prosecutions. As is reasonable, Beaverhead County will also be responsible for travel costs accumulated by the Ravalli County Attorney in conjunction with his prosecuting of this case.

DATED THIS 14 day of September 2020.

ATTEST:

Stacey Reynolds

Stacey Reynolds
Clerk and Recorder

BOARD OF COUNTY COMMISSIONERS

C. Thomas Rice

C. Thomas Rice
Chairman

Michael J. McGinley

Michael J. McGinley
Commissioner

John H. Jackson
Commissioner





Special Safety & Wellness Team Meeting

At this time, Chairman Rice turned the meeting over to the Safety Coordinator Cindy Decker. The minutes can be viewed in the Clerk & Recorder's Office.

Drought Task Force

DES Coordinator Tom Wagenknecht set up the Drought Task Force Meeting. Chairman Rice opened the meeting at 11:00 A.M. A copy of the sign in sheet can be viewed below:

JURISDICTION USING SOFT MATCH: <u>Beaverhead County DES</u>		Training/Event/Meeting Sign In Sheet					
POINT OF CONTACT OR LEAD INSTRUCTOR: <u>Tom Wagenknecht</u>							
EVENT/MEETING NAME: <u>Drought Task Force</u>							
LOCATION: <u>Courthouse</u>							
DATE AND TIME: <u>9.14.20</u> CONTACT HOURS: .							
Name/Title	Street or Phone #	Emergency Contact	My Email	Total Email	Available	2020 Ready 4 Our Communities	Total Cash Status
<u>Tom Wagenknecht</u> <u>BVHD Co. DES</u>		Yes/No					
<u>Travis Wilson</u> <u>UMAFD</u>		Yes/No					
<u>Don Copple</u> <u>MT DNRC</u>		Yes/No					
<u>Tim Egan</u> <u>MT DNRC</u>		Yes/No					
<u>Casay Elliott</u> <u>Dillon Trilacene</u>		Yes/No					
<u>Tracy Sawyer</u> <u>Bvhd County</u>		Yes/No					
<u>Tom Rice</u> <u>Commission</u>		Yes/No					

JURISDICTION USING SOFT MATCH: <u>Beaverhead County DES</u>		Training/Event/Meeting Sign In Sheet					
POINT OF CONTACT OR LEAD INSTRUCTOR: <u>Tom Wagenknecht</u>							
EVENT/MEETING NAME: <u>Drought Task Force</u>							
LOCATION: <u>Courthouse</u>							
DATE AND TIME: <u>9.14.20</u> CONTACT HOURS: .							
Name/Title	Street or Phone #	Emergency Contact	My Email	Total Email	Available	2020 Ready 4 Our Communities	Total Cash Status
<u>Mike Nibinsky</u> <u>BVHD Co.</u>		Yes/No					
<u>Cindy Decker</u> <u>Commish Assist</u>		Yes/No					
<u>John H Jackson</u> <u>Commissioner</u>		Yes/No					

National Weather Service

Arin Peters from the National Oceanic and Atmospheric Association joined the meeting via "GotoMeeting" and began his presentation.

Bureau of Rec/East Bench Irrigation/Clark Canyon Water Users – Dennis Miotke

Dennis did not attend this meeting.

Centennial Valley Association Drought Coordinator – Sara Drake

The Centennial Valley Association Drought Coordinator Sara Drake did not join the meeting today.

DNRC

Don Copple handed out some information regarding the fires locally including the Bear Creek Fire, Lobo Creek Fire and the State Creek Fire. There is a significant wildland fire potential outlook for September. We've been in very high fire danger for several months now and this will continue through September. In fact, today we are in a red flag warning for high winds. Don expressed gratitude for the volunteer fire departments and their willingness to help where needed.

Mike asked if financially this year is very different from previous years in the state of Montana. Don replied that it seems to be holding steady and that we are not above the normal budget.

Forest/BLM

None

State Lands

None

Dillon VFD

None

County Fire Warden

Tom W. commented that he received a report from the FMO in Madison County regarding the fire in the Gravellys.

Don mentioned that more volunteers are always needed to fight fires especially in the smaller communities.

City of Dillon

None

Extension Service

None

Fish, Wildlife and Parks

None

Madison County DES Report

None

Watershed Report

None

Next Meeting

The next Drought Task Force Meeting will be set for **October 13, 2020** at 11:00 A.M. in the Commissioners' Room of the Beaverhead County Courthouse.

This meeting was adjourned at 11:37 a.m.

Recess

At 12:00 noon, Chairman Rice recessed the meeting. At 1:30 p.m., Chairman Rice reconvened the meeting with Commissioner McGinley, Commissioner Jackson and their Assistant Cindy Decker present.

Preliminary Budget Discussion

At this time, the commissioners discussed the Preliminary Budget together.

Unfinished Business/Other Topics of Discussion:

Routine matters occupied the attention of the Board for the remainder of the day.

Payment of Invoices:

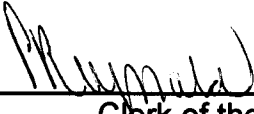
The Commissioners reviewed and approved invoices for a total of \$57,395.04, beginning with check #205566 and ending with check #205603. The Invoice Payment Schedule is located in the Financial Administrator's Office.

Public Comments on Subjects Under County Jurisdiction:

There were no public comments.

Adjourn:

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

Attest: 
Clerk of the Board

Approved: 
Chairman of the Board