

November 15, 2021 Regular Session of the Beaverhead County Commissioners

The Board of Commissioners, in and for Beaverhead County, Montana, met in session on November 15, 2021 at 9:00 a.m. in the Commissioners' Room of the Beaverhead County Courthouse. Present: Chairman John H. Jackson, Commissioner Mike McGinley, Commissioner C. Thomas Rice and their Assistant Cindy Decker.

Updates on County Projects

Public Works Secretary Jamie Flynn joined the meeting. Bob is up at the Rock Creek Bridges project today.

County Attorney Jed Fitch, Facilities Assistant Jim Sivils, Casey Elliott from the Tribune, County Attorney Assistant Montana Mantei, DES Coordinator Tom Wagenknecht, Planner Rob Macioroski and Superintendent of Schools Mike Miller joined the meeting.

Jed stated that Thorin Geist got a new job at Prosecution Services Bureau so his last day will be November 19 as far as being our contracted attorney. He also said that he has hired a deputy county attorney and her first day will be November 22; she will take over all of Jacy's misdemeanor cases. Jed complimented his paralegal Montana Mantei's dedication during his illness.

He reported that his tumor has not grown and the disease is not progressing so that is very good news.

Tom W. stated that Food Sanitarian Joyce Polastro is back to work after being out of the office with covid related issues.

There will be a meeting this afternoon up at the airport concerning a new hanger. Tom will be meeting with a DEQ inspector along with some Solid Waste folks. There is an issue with a land application site that is not being managed well because some of the private people that use it. He hopes to get this ironed out today.

Jim said that the Sally Port is ready for concrete to be poured by this weekend.

Jed asked if the "private road" signs have been removed from Buster Brown Road. Jamie will check.

Rob commented that being the temporary planner for Madison County has been taking up quite a bit of his time.

Mike Miller will be attending the school board meeting in Jackson this week.

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

BEAVERHEAD COUNTY ROAD WORK November 7th to November 13th, 2021 Dillon, Lima and Wisdom Areas

DILLON AREA

- Bladed on the following roads: Hogsback, East Bench, Stoddard, Bannack Bench, Ten Mile, and Carter Creek.
- Bridge replacement project on Rock Creek Road.
- Road checked Dillon area roads.
- Equipment service and repair.

LIMA AREA

- Bladed on the following roads: Sage Creek, Big Sheep Creek, Bimat, Wolfe and Snowline lanes.
- Bridge repair on Sage Creek Road.
- Road checked Lima and Dell area roads.
- Equipment service and repair.

WISDOM AREA

- Bladed on the following roads: Steel Creek and Lower North Fork.
- Shop maintenance.
- Moved equipment.
- Road checked Jackson and Wisdom area roads.
- Equipment service and repair.

Action on Previous Meeting Minutes

The minutes of the November 8, 2021 meeting were read and the following motion was made:

MOTION: Commissioner Rice moved and Commissioner Jackson seconded that the minutes of the November 8, 2021 meeting be approved. A verbal vote was taken and the motion carried unanimously.

Public Comments on Subjects Under County Jurisdiction Not on Agenda

Jed gave a brief dissertation regarding the future of Ten Mile Road, the solar farm and the road easements. If the solar company wants a survey, they will have to pay for it.

Mike Miller came in to say that Mike Schultz was in and would like to put up little plaques around the county where old schoolhouses existed. Jed said that there could be serious issues with private property. Mike will have to seek out all the property owners. There were 40 locations of original schoolhouses.

Discussion ~ RFQ for On Call Engineering

Commissioner McGinley mentioned that his score sheet is done and the other commissioners need to get theirs turned in. Next week it will be on the agenda to select an On-Call Engineer.

Discussion & Action ~ Proposed Easement to Landowner in Wisdom, a Road Over Which Beaverhead County Already Owns an Easement for Access to the Fire Hall ~ Consent of Commissioners is Sought for this Shared Easement

County Attorney Jed Fitch began the discussion. Attorney David Steele called in via speaker phone. He presented a map of the area in Wisdom to be discussed. The main thing that is being requested today by the Title Company is consenting to an easement. As our attorney, Jed advises that the Commissioners give their consent for this easement.

After brief discussion, the following motion was made:

MOTION: Commissioner Rice moved and Commissioner McGinley seconded that the Commissioners grant their consent for this shared easement. A verbal vote was taken and the motion carried unanimously.

The Commissioners signed the easement and Travis Wilson will obtain the other signatures and Jed will do the remaining "leg work" as far as recording.

Discussion & Action ~ Hoyrup Court Ordered Survey Approval

Planner Rob Macioroski, Clerk & Recorder Stacey Reynolds and Deputy Clerk & Recorder Tina Caron joined the meeting. Jed remained in the meeting and began the discussion. This is an estate issue and needs to be divided between 3 grown children in Dewey.

Jed referred to recommendations that were made by the committee of Jed, Stacey, Rob, Tina and Tom W. There is a hearing set for December 8, 2021 regarding this. Several conditions need to be added i.e. several typographical errors, proper reference to the latest recorded deed and the Clerk & Recorder's fee block needs to be removed as there is no fee for this. Also, the text "Beaverhead County Ordinance 204-07 (right to farm) has to be on every survey". Another condition is that the landowner must contact Tracy Sawyer to have a 911 address assigned to the property. But the most important condition that needs to be added is that when a building is put in on this lot, they must get the waste water treatment permit under Beaverhead County regulations. Jed has determined that this is not being done to avoid a subdivision but is being done to equally divide an estate to the surviving children.

After brief discussion, the following motion was made:

MOTION: Commissioner Rice moved and Commissioner Jackson seconded that the Hoyrup Court Ordered Survey be approved with no objection as long as the staff recommendation conditions are met. A verbal vote was taken and the motion carried unanimously.

Jed complimented the Clerk & Recorder's office along with the Planning Office on their work on this particular issue.

Recess

At 12:00 noon, Chairman Jackson recessed the meeting. At 1:30 p.m., Chairman Jackson reconvened the meeting with Commissioner Rice and their Assistant Cindy Decker present. Commissioner McGinley left the meeting this morning for WCT/PCT meetings in Miles City.

Safety & Wellness Team Meeting

There was no Safety meeting today.

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 \$64,788.06 , beginning with check #208452 and ending with check #208486. The Invoice Payment Schedule is located in the Financial Administrator's Office.

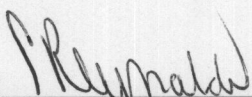
Public Comments on Subjects Under County Jurisdiction

There were no public comments.

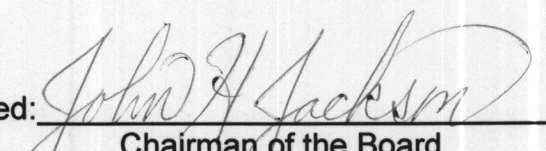
Adjourn

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