

## Prairie County Board of Commissioner Meeting

September 21, 2022

Prairie County Board of Commissioners Todd Devlin, Christine Keltner, and Deanna Bockness met in regular session at 9 a.m. In attendance were Road Supervisor Henry and Road Specialist Gary Pfiefler. Pledge of allegiance recited.

Road minutes were reviewed. The Cherry Creek Pit MTM-103535 Mining and Reclamation Plan was prepared by Gary Pfiefler. Commissioners reviewed and approved the document for submission to the Bureau of Land Management. Mr. Pfiefler will make the contacts to arrange a meeting between the Bureau of Land Management, the DEQ, and Prairie County.

Road Supervisor Henry reported the cattleguard was replaced on Section 4, North Bad Route Road. County Road mowing is in progress.

Commissioner Devlin reported he wrote a letter to the US Treasury regarding the American Rescue Plan Local Assistance and Tribal Consistency Fund to define the revenue sharing counties. The bill was passed to give additional revenue. Money will have to be applied for at the US Treasury portal. A letter was received from Senator Jon Tester that was sent to the Secretary of the Treasury Yellen to expeditiously distribute the Local Assistance Funding (LATCF) to the revenue sharing counties.

10:15 a.m. Clerk & Recorder Shari Robertson, County Attorney Dan Rice, and Dennis Teske. Review of Stahly Engineering contract dated September 13, 2022, for subdivision and platting review services and professional consulting for subdivisions and general land use. Fees have been increased for the services. County Attorney Dan Rice noted that in MCA 76-3-201 Exempt Division Criteria Review fees may not exceed \$200. Further research will be done regarding 76-3-207 divisions of land exempt from review but subject to survey requirements and zoning regulations. County Attorney Dan Rice will prepare an updated County Subdivision/Survey Fee Schedule Resolution with first reading to be done on September 30, 2022. Commissioner Devlin contacted the Land Planning Board Chair of fee increases. Commissioner Keltner made a motion to sign contract with Stahly Engineering. Motion seconded by Commissioner Bockness. All in favor, motion carried.

10:50 a.m. Curt Wyss, Oleness & Associates, Clerk & Recorder Shari Robertson

Clerk Robertson reported on the FY2021 audit finding related to duplicate claiming of expenses and the Cares funding. The Local Government Services Bureau Chief Danielle Vincent accepted the documentation Clerk Robertson sent as allowable and adequate substitute for the amount in question. The \$34,684 is currently in the 2270 Public Health Fund but the revenue will need to be transferred 75% to 1000 General Fund and 25% to 2180 District Court. Mr. Wyss will assist Clerk Robertson to make the corrections and item will be placed on the September 30, 2022, agenda.

11:00 a.m. County Health Nurse Tylene Eaton in with Task Order 23-25-5-01-040-0 Montana Department of Public Health and Human Services and Prairie County for the Maternal and Child Health Block Grant Program in the amount of \$4000. Commissioner Bockness made a motion to sign contract. Motion seconded by Commissioner Keltner. All in favor, motion carried.

Call and message left for Action for Eastern Montana, Heather Handran to clarify Action for Eastern Montana Area I Modification #01 to Purchase of Service Contract #2022-001-05 breakdown of funding.

11:15 a.m. 2022-2023 Renewal Agreement for Inmate Excess Medical Insurance. Rate will increase from \$1.06 to \$1.09 per inmate per day for Excess Medical Insurance options of treatment of mental or nervous disorders, treatment of substance abuse, treatment of pregnancy/maternal, and treatment of AIDS, ARC, or HIV. Commissioner Bockness made a motion to sign agreement. Motion seconded by Commissioner Keltner. All in favor, motion carried.

ARCA Search Digital Archiving Services Proposal 09092022PIV2 to scan 444 images of Commissioner minutes and resolutions from March 2021 to current for cost of \$465. Commissioner Keltner made a motion to accept the proposal. Motion seconded by Commissioner Bockness. All in favor motion carried with cost to be paid for by the Records Preservation Fund 2393.

Commissioner Devlin made a motion to proceed with the ARPA application for the Prairie County Fairgrounds Water and Sewer Project. Motion seconded by Commissioner Keltner. All in favor, motion carried. Extension Agent Sackman will notify Gina Barry, Project Engineer Great West and Beth Epley, Eastern Plains Economic Development Corporation.

11:30 a.m. Public Comment-no one in for public comment.

12:00-1:00 p.m. Board of Health Meeting. In attendance were Commissioners Devlin, Keltner, and Bockness, Sanitarian Brant Gordon, Community Member Colton Braddock, Chip Mintz Health Officer, Public Health Nurse Tylene Eaton, County Attorney Dan Rice, Dennis Teske, Ambulance Coordinator Jennifer Grey Eagle, and Laura Fuhrman, FNP-C.

Meeting highlights: Sanitarian Report-There were eighteen inspections of licensed establishments with twenty-six violations observed and eighteen violations corrected from March to August 2022 with correction rate at 81%. Major violation noted was that licensed establishments using a nonpublic water supply must have drinking water samples analyzed for coliform bacteria and total nitrates per Food Establishment, Trailer Court & Campground, and Public Accommodation ARM rules.

Public Health Nurse reported flu shot clinic October 5, 2022, and covid vaccination clinic November 2, 2022. Next meeting December 21, 2022.

1:15 p.m. Commissioner Keltner left meeting to attend the 911 meeting at the Community Center.

Commissioners Bockness and Devlin Commissioners reviewed documents sent by Shannon Chamberlain Montana Association of County WCT/PCT Trust Administer. HCA Asset Management did the onsite inspections of Prairie County buildings/property with valuation of replacement costs for insurance purposes. Commissioner Devlin took recommendations to Delite Dukart and noted new values will be effective July 1, 2023.

1:30 p.m. Public Hearing Open for public comment on **Resolution No. 23-8**. In attendance were Commissioner Devlin and Bockness, Dennis Teske, County Attorney Dan Rice, and Curt Wyss.

**RESOLUTION NO. 23-8 A RESOLUTION OF THE PRAIRIE COUNTY COMMISSIONERS DISSOLVING THE CABIN CREEK RURAL FIRE DISTRICT UPON PETITION OF PROPERTY OWNERS WITHIN SAID DISTRICT.**

**WHEREAS** Prairie County has received a "Petition to Dissolve the Cabin Creek Rural Fire District" containing the signatures of the owners constituting 40% or more of the real property within said district, and 40% or more of the taxable value of the property within said district.

**AND WHEREAS**, the Montana Department of Revenue has reviewed said Petition and confirmed that in excess of 40% of the taxable value of property within said district has been accounted for, and the County Commissioners have confirmed that in excess of 40% of the real property within said district have been accounted for, within said Petition.

**AND WHEREAS**, the provisions of §7-33-2103 MCA require public hearing on the Petition, and that notice of said hearing shall be mailed to all property owners within the district, and that said notice shall also be published, as set forth in §7-33-2102 MCA.

**NOW, THEREFORE, BE IT RESOLVED** by the Prairie County Board of Commissioners as follows:

1. That upon final passage of this Resolution, and following a public hearing on the same, the Cabin Creek Rural Fire District is dissolved.
2. That all assets of the district, excluding funds, shall be retained by Prairie County for county use.
3. That all funds of the district shall be deposited into an account with the county to be spent on fire related expenses within the boundaries of the dissolved district.

Commissioner Bockness made a motion to pass and adopt Resolution 23-8 to dissolve the Cabin Creek Rural Fire District upon petition of the property owners within said district. Motion seconded by Commissioner Devlin. All in favor, motion carried.

2:00 p.m. Commissioners and Clerk & Recorder Robertson will attend a meeting with Western Federal Lands, Montana Department of Commerce, and MACo to discuss the Milwaukee Bridge Resurfacing and Rehabilitation project on Monday September 26, 2022, from 2:30 p.m. to 3:30 p.m. at the Billings Hotel and Convention Center. Clerk Robertson will post meeting.

Review of claims and vouchers. September 21, 2022, claims reviewed, and checks signed in the amount of \$79,558.26 and September 12, 2022, claim for \$154,000 for Top Gun Asphalt.

Commissioners filled out claims for JM Services for carpet cleaning in the amount of \$1250 from buildings contracted services and for Terry Tribune for budget ads in the amount of \$72 from Commissioner Purchased Advertising.

Clerk Robertson and Deputy Clerk Walters discussed the county credit card. Commissioner Bockness name is on current card, so a new application will be filled out as her term expires December 31, 2022.

3:00 p.m. **Amendment to Resolution 22-5** Permissive Sheriff's Retirement System Contribution Levy for FY 2022-2023. The tax levy was recalculated and decreased from 1.2702 mills to 1.2319 mills. **Amendment to Resolution 22-7 Adopting the Budget for Fiscal Year 2022** was amended corrected information received from the Superintendent of Schools regarding the School Levies.

Commissioner Bockness made a motion to accept the amendments to Resolution 22-5 and Resolution 22-7. Motion seconded Commissioner Devlin. All in favor, motion carried.

Commissioner Bockness made a motion to accept September 2022 Treasurers Investments in the amount of \$2,733,846.58. Motion seconded by Commissioner Devlin with motion carried.

3:35 p.m. Commissioner Keltner joined meeting.

Deputy Clerk Walters reported receiving a MACo PCT check in the amount of \$15,625.48 to repair the vandalism to the Cummins Generator located at the Town/County water well.

Commissioner Devlin reported he will be at the Western Interstate Region Meeting in Ontario Oregon from October 4-8 and Commissioner Bockness will be at a Women Stepping Forward for Agriculture Conference October 5. The October 5, 2022, meeting will be changed to October 13, 2022 at 8:00 a.m.

3:45 p.m. Kirk Andrews, property owner in Mildred Montana requested information on water rights on S 20 T 11 R 54E. DNRC will be contacted, and further research will be done by Commissioner Keltner.


4:00 p.m. Jody Huber Business Manager Terry School in with the FY 22-23 School Budget for Commissioner Chair Devlin to sign.

4:30 p.m. Commissioner Bockness placed call and left message to Andrea Stahly regarding the status of the Junk Vehicle Payment for 2021.

Commissioners reviewed expenditure reports and noted concerns in Senior Citizen buildings, Road Budget, Sheriff Budget, and Ambulance Training were reported to Clerk & Recorder Robertson.

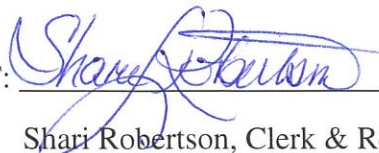
5:00 p.m. Commissioner Bockness made a motion to adjourn meeting. Motion seconded by Commissioner Devlin. All in favor, motion carried.

Signed this 30<sup>st</sup> day of September 2022.



Todd Devlin, Commission Chair

ATTEST:



Shari Robertson, Clerk & Recorder