

MINUTES OF A REGULAR MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS OF DANIELS COUNTY, MONTANA, HELD JANUARY 2, 3, 16, 2024.

Tuesday, January 2, at 9:00 o'clock a.m.

The Board met in regular session, Commissioners Linder, Humbert and Lund were present with the clerk. Tammi Fladager and Burl Bowler were also present.

The meeting was called to order.

Commissioner Humbert made a motion to nominate Mikel P. Lund as chairman of the Board, Commissioner Linder seconded the motion, Commissioners Humbert and Linder voted in favor, Commissioner Lund abstained from voting, motion passed. Commissioner Lund accepted the nomination.

Commissioner Linder made a motion to nominate L. Lee Humbert as vice-chairman of the Board, Commissioner Lund seconded the motion, Commissioners Lund and Linder voted in favor, Commissioner Humbert abstained from voting, motion passed. Commissioner Humbert accepted the nomination.

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Pledge of Allegiance was recited.

Commissioner Humbert made a motion to approve the agenda, Commissioner Linder seconded the motion, all Commissioners voted in favor, motion passed.

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The Board read Resolution 2024-1, setting Commissioner meeting times and dates. Commissioner Humbert made a motion to approve Resolution 2024-1, Commissioner Linder seconded the motion, all Commissioners present voted in favor, motion passed.

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Burl Bowler left the meeting.

The Board read Resolution 2024-2, setting travel and per diem rates. Commissioner Humbert made a motion to approve Resolution 2024-2, Commissioner Lund seconded the motion, all Commissioners present voted in favor, motion passed.

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The Board read Resolution 2024-3, setting incarceration rates, Commissioner Lund made a motion to approve Resolution 2024-3, Commissioner Humbert seconded the motion, all Commissioners present voted in favor, motion passed.

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Tammi Fladager left the meeting.

The clerk set the hearing for setting the County Office hours for January 16, 2024 at 10:00 a.m.

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Commissioner Humbert made a motion to approve December 2023 minutes. Commissioner Linder seconded the motion, all present voted in favor, motion passed.

The Board approved JV#'s 8595-8596

The Board reviewed the officer reports for December 2023.

The Board approved payroll for January 2, 2024.

Commissioner Humbert left the meeting.

Lacey Southland, Wolfe-Daniels Agency, met with the Board to review the comprehensive insurance with MACo. This involves the insurance for the buildings, vehicles, equipment and liability.

Commissioner Linder made a motion to sign the Acknowledgment 2024-2025 PCT renewal scheduled property, Commissioner Lund seconded the motion, all present voted in favor, motion passed.

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Logan Olson, Tammi Fladager, Burl Bowler and Kurt Nelson met with the Board. Sheriff Vines wasn't able to attend at this time so the Board asked Kurt what he would actually be doing for the Sheriff's Office if the County signed a memorandum or understanding with the City of Scobey for them to fund his position. He explained it would be for records management. He would have to be certified with CJIN system to be able to input the records. He would also put together a standard operating procedure manual. The position would end when the county hired two full time deputies. The Board asked who approached the City for their help for this. Kurt thought it came from the Law Advisory Board.

The Board recessed for lunch.

The Board reconvened after lunch, Commissioners Lund and Linder were present with the clerk. Commissioner Humbert was absent.

The Board was asked by Interstate Engineering to discuss the size of the bridge deck that will be built to replace the bridge on Coal Creek Road. They are looking at 32' wide deck, actual drivable are would by 29'8". The guardrail is 27" tall. The Board made some calls to area farmers for their input and it was decided that the above dimensions would work.

The clerk presented a contract for the motor vehicle junk program director. The Board reviewed the contract and asked that the clerk do one for Michael Bergeron.

The Board reviewed a letter to the Senators Tester and Steve Daines and Representatives Matt Rosendale and Ryan Zinke for support of Highway 2 becoming a four-lane highway across Montana. Commissioner Linder made a motion to sign the letter, Commissioner Lund seconded the motion, all present voted in favor, motion passed.

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The Board reviewed Task Order #24-07-4-21-110-0 Environmental Health and Food Safety for the county sanitarian, Commissioner Linder made a motion to sign the task order, Commissioner Lund seconded the motion, all present voted in favor, motion passed.

Sheriff Vines met with the Board. Also, present were Burl Bowler, Logan Olson and Tammi Fladager. Sheriff Vines presented a quote from Gavin Farris to building the holding cell door and wall. She presented her reports for December. She discussed the radios, the arrest of two individuals. One individual was transported to Roosevelt County jail as Glasgow was full. The second individual was released.

She informed the Board that she will be turning in her letter of resignation as she is taking a job with Glasgow City police department.

The Board asked Sheriff Vines about the MOU with the City for Kurt Nelson to digitize records. She said that Kurt Nelson approached her regarding the issue but thinks maybe the Law Enforcement Advisory board suggested it.

The meeting recessed until January 3, 2024.

Wednesday January 3, 2024, at 9:00 o'clock a.m.

The Board met in regular session, Commissioners Lund and Linder were present with the clerk. Commissioner Humbert was absent.

Meeting was called to order.

The Board met with an applicant for an interview for the Senior Citizens Coordinator position. Also, present were Dustin Hill and Lois Leibrand, and Lorraine Fladager, Aging Council members, Sherie Anderberg, Senior Citizens coordinator and Tammi Fladager. Commissioner Humbert joined the interview by phone.

Shawna Lowe, TAC Officer, met with the Board regarding a candidate from out of county for the fill in dispatch job position. She also explained the process that Red Feather Communications would be using to check all radios and repeaters.

The Board approved claims dated December 31, 2023.

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Mike Murphy met with the Board by phone, to discuss a road that run up the middle of the south half of Section 23-Twn 35 North Rge 46 East. He was wondering if it is a county road and if so, if it has a name. The road was created in road petition 271. The Board will have the county attorney review the petition.

The Board recessed for lunch.

The Board reconvened after lunch, Commissioners Lund and Linder were present with the clerk. Commissioner Humbert was absent.

The Board met with an applicant for the Senior Citizens Coordinator position. Also, present were Dustin Hill and Lois Leibrand, Aging Council members, Sherie Anderberg, Senior Citizen Coordinator, and Tammi Fladager.

Lee Hinkley, Ambulance, met with the board regarding delinquent ambulance accounts and road signs that need replaced or put up.

The Board reviewed the Memorandum of Agreement for endpoint security services with MS-ISAC and EI-SAC for cyber security. This is a federally funded program and it is no cost to the county. This service has been cleared with the County's IT company and is found to be an additional asset to security. Commissioner Linder made a motion to sign the agreement, Commissioner Lund seconded the motion, all Commissioners present voted in favor, motion passed.

The Board asked Logan Olson to review the road petition 271. He determined that it has the status of a county road. They also discussed replacement options for the sheriff's position. The Board asked him if there is a requirement for residency for a county deputy. He will look into that.

Alycia Nathe met with the Board to discuss Bird dog training and hunting laws. There is a meeting on January 17th at the school at 6:00 p.m. with the Fish, Wildlife and Parks Commission. She is asking the Commissioners to attend.

Logan Olson met with the Board. He did not find any laws that restrict a deputy sheriff to having to be a resident of the county.

He presented Resolution 2024-4 to the Board to appoint Layne Johnson, Deputy Richland County Attorney and his staff to independently evaluate and potentially prosecute a case involving a prior client of Daniels County Attorney's private practice. Commissioner Lund made a motion to pass resolution 2024-4, Commissioner Linder seconded the motion, all Commissioners present voted in favor, motion passed.

The Board discussed the applicants for the Senior Citizens Coordinator position. After taking all recommendations by the Aging Council under advisement, Gary Linder made a motion to hire Jill Farver as the Senior Citizens Coordinator. Commissioner Lund seconded the motion, all Commissioner present voted in favor, motion passed. The clerk will contact both applicants.

Upon motion, the Board adjourned.

Tuesday, January 16, at 9 o'clock a.m.

The Board met in regular session, Commissioners Linder and Lund were present with the clerk. Commissioner Humbert was absent.

Meeting was called to order.

Commissioner Linder made a motion to approve the agenda, Commissioner Lund seconded the motion, all present voted in favor, motion passed.

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Tammi Fladager was present at the meeting.

The Board approved JV's # 8597-8599.

The Board reviewed the Treasurer's Securities for December 2023 with the Independence Bank.

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The clerk asked the Board what the intentions were for trucking the garbage to a disposal site. Mike Thorn, solid waste employee was wondering if he needed to upgrade his CDL. Gary Linder said at the solid waste meeting, they had looked into purchasing a truck and three containers. It is still being decided on whether a qualified truck driver would try to be hired to transport the garbage or whether the current employees would be asked to upgrade their CDL.

The Board held a public hearing on Resolution 2024-5, setting office hours. No members of the public attended the hearing. Tammi Fladager and Logan Olson were present. The Board asked Logan if his hours were to remain the same as last year, he stated yes. Commissioner Linder asked if this included the Public Health department being required to be in their offices Monday-Friday. The clerk stated that their office isn't included on the resolution. Commissioner Linder made a motion to approve Resolution 2024-5, setting office hours for County Offices, Commissioner Lund seconded the motion, all commissioners present voted in favor, motion passed.

Logan Olson, County Attorney and J. Perry Wolfe, insurance agent, met with the Board regarding the possible Memorandum of Understanding to have a person hired to digitize and coordinate evidence with cases at the sheriff's office. The MOU states the person will be hired as an independent contractor. J. Perry Wolfe presented documentation defining an independent contractor versus hiring an employee. His recommendation is to hire the person as an employee.

The Board suggested that the MOU needs to be amended to show that the person be hired as an employee and that the MOU needs to include a scope of the work being done.

Logan Olson, County Attorney, brought up the matter of possibly creating a Public Safety Commission and bringing up to the voters a Public Safety Levy to help fund the sheriff, fire and ambulance.

The Board approved claims dated January 16, 2023.

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The Board reviewed the Outlay report and request for reimbursement for construction programs for AIP 3-30-0068-014-2022 for \$3,221.69 and the Outlay report and request for reimbursement for construction programs for AIP 3-30-0068-015-2023 for \$267.37. Commissioner Linder made a motion to approve said reimbursement requests, Commissioner Lund seconded the motion, all commissioner present voted in favor, motion passed.

The Board reviewed the Sheriff fee report for January 2024.

The Board recessed for lunch.

The Board reconvened after lunch, Commissioners Linder and Lund were present with the clerk. Commissioner Humbert was absent.

Clint Lowe, Undersheriff, Shawna Lowe, Rex Morgan, Deputy Sheriff, Logan Olson, County Attorney, Tammi Fladager, Clerk of District Court were present.

The Board asked Clint if he would be willing to step up as interim Sheriff. He is willing. The official swearing in ceremony will be on February 5, 2024 at 9:30 a.m.

The Board asked if Mona Vines had turned in all of the county property. He indicated that she believes she has.

The memorandum of understanding with the City of Scobey to hire a person to digitize, connect evidence with files and do a standard operations plan was discussed. Logan feels it would be beneficial to have this done. It was mentioned that the victim advocacy program that was being run out of Valley County is possibly going to be picked up by Phillips County.

The Board reviewed the quote from Gavin Farris to build a door for the holding cell. Commissioner Linder made a motion to accept the quote from Gavin Farris, Commissioner Lund seconded the motion, all commissioners present voted in favor, motion passed.

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Clint mentioned that the back door in the sheriff's office needs replaced. It is hard to open and freezes up in the cold.

Mike Bergeron, Road Supervisor, met with the Board regarding the 2003 IH 9200 International truck. It would cost around \$42,000.00 to completely rebuild the engine. He presented various trucks for sale that cost less than the repairs would be.

The bulk gas tank needs a new pump. The board approved the purchase.

The Board presented him a contract for junk vehicle director. He will review it and get back to the Board. Mike asked about purchasing heavy duty fork for the John Deere payloader. The Board told him to look into the price. This is something that the motor vehicle junk program may be able to purchase.

Mike said the second project for FEMA is completed and turned it.

The Board approved a claim to Westlie Truck Center in Williston, for the diagnosis of the international truck repairs.

The Board asked the clerk to set a hearing date for the zoning change for lots 1-12 Block 3 Original Townsite to Peerless.

Tammi Fladager and Arlene Kegley, District Court attended the meeting. The Board was reviewing the resolution from 2014 for the local government review question that will be put on the ballot in June 2024.

Julia Laurie, Treasurer, presented a copy of the article that she is giving to the Daniels County Leader for the top 10 tax payers, the billed-out taxes for 2023 and the delinquent 1st have taxes for 2023 and all prior years.

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Upon motion, the Board adjourned.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
Daniels County, Montana

Kristy Jones
Clerk of the Board

by Mikel P. Lund, Chairman
Board of County Commissioners