Commissioner Gartner opened the meeting at 10:00 a.m., with Adam Gartner, Gary Kartevold, and Doug Buxbaum present. Also present were, Patty Atwell, Penny Walter and Paula Eberling with 7th Judicial Victim Witness Program, Rochell Standish, Jen Fladager, Brett Irigoin, Joe Sharbono, Timber Dempewolf, Jason Stuart, Ranger Review Reporter, and Shirley Kreiman, Clerk & Recorder.

**Items added to the published agenda:**
Approval of Minutes from June 17th and 18th, FAA Non-Federal Reimbursable Agreement, Contract-Sidney Health Center/Dawson County Family Planning

**Prior Meeting Minutes:**
A motion was made to accept and approve minutes for June 16, 17 & 18, 2015. The motion was seconded. All voted in favor. Motion carried.

**Previously Approved Administrative Items:**
**Travel Request** from Jen Fladager to travel to Missoula for MT Public Health Summer Institute training.

**Transfer of Funds**-The commissioners approved a transfer of $80,000 from the Mineral Fund #2894 to the Bridge Fund #2130 to pay a portion of the new grader purchased from RDO in June.

**Easement Consent**-Authorization was granted to the US Army Corp of Engineers to enter upon Road 551 with a legal description of T18, R56E Sections 25 and 26 for the purposes of construction to rehabilitate Road 551. The document was filed as Document #456592 with the Dawson County Clerk & Recorder.

**TSEP Contract MT-TSEP-CG-15-720** This document was electronically signed by Doug Buxbaum as acting chairman on June 20th. The purpose of the contract is to obligate funding to Dawson County for the Metropolitan Sanitary Sewer District #1 infrastructure project in the amount of $750,000.00.

**FAA Non-Federal Reimbursable Agreement**-Agreement number AJW-ON-AAC-15-A721 was signed on July 6th to prove a flight inspection of the REILS on Rwys 12 & 30 at the Dawson Community Airport (Glendive MT). This agreement provides funding for the FAA to establish these services. Total estimated costs are $8,808.60.

**New Administrative Items:**
**Warrant Cancellation**- A request was received from the claims administrator to cancel warrants over 1 year old. There are 11 checks totaling $1,325.24. The commissioners reviewed the list. A motion was made to approve the cancellation. The motion was seconded. All voted in favor. Motion carried.

**Health Dept-Insurance Write-offs**-A motion was made to approve the write offs for 10 clients amounting to $64.16 for insurance adjustments for May 2015. The motion was seconded. All voted in favor. Motion carried.

**Building Active Glendive-Jefferson School Walking Paths**-Jen Fladager, Peggy Iba and Jeanne Seifert were present to discuss the grant they were considering writing to fund walking paths near Jefferson School. They stated that they have had grants turned down in the past and
they still feel the walking paths would be an asset to the community and they are looking for ways to fund it. They would like to know if the commissioners would like to commit to an estimated $60,000 in a grant match if they apply for a grant. The commissioners asked about the starting point and ending point of the path, where it would cross the highway, and would the road department be responsible for maintenance. They stated the county would be responsible for the maintenance. Since Joe Sharbano, the road supervisor was present, they asked him if he thought they could keep up with the maintenance. He stated he currently did not have the equipment it would take, but if they purchase the bobcat they are leasing there would probably be attachments that could be purchased for it. Jeanne Seifert gave them a copy of the engineering from 2 years ago. Peggy Iba stated that a non-engineered plan using millings or gravel might be able to be funded by the county for less money than the match. The commissioners asked Joe if could look at the plans and see if they could come up with an estimated cost. The grant is due July 31st. A motion was made to table the item until they could get some figures together on alternate plans and get back to the committee by Thursday. The motion was seconded. All voted in favor. Motion carried.

New Business:

Paula Eberling-Victim Witness Surcharge Funds-Paula Eberling introduced herself as the Victim Witness Advocate for the 7th Judicial District Court, which represents 5 counties and stated the one of clients from the area had approached her about not receiving funding from Dawson County. She reviewed with the commissioners that she had met with them in January of 2014 regarding this same manner. She gave the commissioners a packet of information, containing prior correspondence. She restated that the county attorney had approached the commissioners then about re-allocating the Dawson County surcharge fees to the Dawson County Domestic Violence Program rather than their program. Dawson County did sign the inter-local agreement for the 13/14 fiscal year and funds were sent to the 7th Judicial District program. In 2014/2015 Dawson County did not sign the inter-local agreement and they had anticipated this and the funds were directed to the Dawson County Domestic Violence Program. She did not feel that the program qualified under Montana Statute, as it is required to be a Victim Witness Advocate Program. She did receive a letter from Susan Anderson of the Domestic Violence program stating they she felt they did qualify under the statute. Ms Eberling disagrees with this as the domestic violence program services stalking and rape victims, but their program services not just those victims but all victims. She was aware that during the last commissioner session the Commissioners agreed to direct the funding to the Dawson County Attorney’s office, but that decision concerns her. They have provided services to 28 victims. They’ve provided services for stalking victims, protection, homicide cases and the numbers substantiate their assistance. $10,478 has been spent and of that $9,175.10 had been directly allocated to victims. $321.27 was reimbursed for her mileage expenses as well as a smaller amount for the new advocate that was hired. They in part hired the additional advocate to assist with Dawson County cases, but they have not received any referrals (from Dawson County Attorney). They have received some referrals from mental health. She stated her biggest concern was that money was paid out and it was paid out of the program funding. They are a program for all counties. The smaller counties of course do not contribute significant funding as they have fewer cases. For comparable figures the House Bill 257 funding received $6,984.90 in 12/13 and $4,169.80 in 13/14. Even if we receive the surcharge fees, it may not cover all of the services. In 1992 the program was located in Dawson County and was there for 16 or 17 years. The program has not changed only the location is now in Richland County. It still services all of the area and counties in it. The advocate travels out of Richland County. There is a letter that in October the Dawson County Attorney had applied for a grant and that if they were not awarded the grant they would send the money back to the program. I have seen the awards letter and there are no more VOCA grants to be awarded. She referenced a 2015 letter from Olivia Rieger that if they received a grant they would request the surcharge funds be directed to the county attorney. She is aware that the current individual, who is the advocate they have hired, is a county employee and has been an employee of Dawson County. The fees are based off of what offenders are required to pay back to the victims. Out of $50, $49 is sent to the program and $1 is for administration. There would not be enough fees to cover a part-time position. Richland County has assisted them because the program could not fully cover the costs. The surcharge fee has to pay for the victims needs and sentencing on the offenders can take years for them to pay back as most of them are serving time. How do we guarantee it gets paid back to our program that incurred the costs? I am asking that you reconsider your allocation to the program. I don’t want this to
become a blown up matter. Communication is huge and the program is based off of referrals. Commissioner Gartner stated that they need time to review the material presented and they would get back to her. Deputy County Attorney Brett Irigoin asked to comment on behalf of the County Attorney’s office. He requested that they have a special meeting regarding the matter. He also stated that they opted out of the Victim Witness program and they were granted a VOCA grant for an advocate. The commissioners agreed that a special meeting was in order.

Family Planning Agreements—Timber Dempewolf, Health Department Director, was present to review the various family planning agreements with the commissioners. She reviewed the services that they provide and they are the hub for satellite offices in other counties and most of these agreements are annual renewals of the inter-local agreements with the satellites. The one change is on the Valley County Agreement and they are providing reimbursement to Valley County in the amount of $5,500 per year. Valley County needs to find their own physician. A motion was made to approve the following agreements:

- Family Planning Agreement SFY 2016 between Dawson County Family Planning and Valley County for the purpose of providing comprehensive family planning services to Valley County from July 1, 2015 through June 30, 2016 in accordance with Title X program requirements.
- Dawson County Family Planning and Gabert Medical Services to provide physician coverage to the Dawson County Family Planning program, reimbursement rate of $25 per exam effective July 1, 2015 through June 30, 2016.
- Dawson County Family Planning and Gabert Medical Services for Dr. Leal and Dr. Swarny to act as Medical Director for Family planning programs effective July 1, 2015 through June 30, 2016.
- Dawson County Family Planning and Sidney Health Center to provide physician coverage for the Dawson County Family Planning program to be reimbursed at the rate of $25 per exam effective July 1, 2015 through June 30, 2016.

The motion was seconded. All voted in favor. Motion carried.

Gravel Agreement—Les Unruh—Joe Sharbono stated this is a renewable agreement that the parties can renegotiate the price per ton annually upon request by either party. He has requested an increase from $3.00/ton to $3.50/ton. Joe stated that based on the quality and location of the gravel it is still a good price for them. A motion was made to approve the agreement. The motion was seconded. All voted in favor. Motion carried.

Encroachment Permits—Two encroachment permits were received from MDU. The first one for a lifetime request for an open cut on River Road Loop and the Second for a lifetime request for a bore crossing on Country Club Road. Joe Sharbono stated he had reviewed both of them and he recommends approval. A motion was made to approve the requests. The motion was seconded. All voted in favor. Motion carried.

MT Children’s Trust Fund 2015-2016 Grant Renewal Contract Amendment to Contract #13035110004, new contract #16047030221—Timber Dempewolf stated this is the contract for the grant that covers the Nurturing Tree program. They receive a decrease in funds, but they make up the difference in fund raising with the Festival of Trees. The contract amendment is to clarify the completion date and final payment of services, Reimbursement amount of $7,500. A motion was made to approve the contract amendment. The motion was seconded. All voted in favor. Motion carried.

Amendment to DPHHS Task Order# 15-07-5-21-005-0—Timber Dempewolf stated this amendment will increase the funding for the WIC program by $1500. They will be using the funds for training and nutrition education about the farmers market program. A motion was made to approve the amendment. The motion was seconded. All voted in favor. Motion carried.

School Health Services-Lindsay School—A motion was made to approve the 2015/2016 school year contract for the Dawson County Health Department to provide health services to the Lindsay school. The school agrees to pay $457.15 for services specified. Dawson County Health Department will provide at least four visits during the school year. The motion was seconded. All voted in favor. Motion carried.
School Health Services-Deer Creek School-A motion was made to approve the 2015/2016 school year contract for the Dawson County Health Department to provide health services to the Deer Creek rural school. The school agrees to pay $753.02 for services specified. Dawson County Health Department will provide at least eight visits during the school year. The motion was seconded. All voted in favor. Motion carried.

Resolution #2015-12-A resolution to establish the Victim Witness Advocate Fund- A motion was made to table this resolution based on the earlier discussion about reconsidering the surcharge funding. The motion was seconded. All voted in favor. The item was tabled.

Resolution #2015-13 Retired Senior Volunteer Program Dissolution-The commissioners stated that they have accepted the recommendation from the RSVP Advisory Council to relinquish the federal funding for the RSVP program. They have been provided with alternate options to continue the use of volunteer transportation (bus passes), the commodity program, and the tax program which is sponsored by the AARP. A motion was made to accept the resolution of dissolution. The motion was seconded. All voted in favor. Motion carried.

Resolution #2015-14 Resolution that a Non-partisan Primary Election need not be held for the City of Glendive or the Town of Richey-Since no more than 2 candidates filed for any one open position, there is no need for a primary election in accordance with MCA 13-14-115 (2) (a). A motion was made to approve the resolution. The motion was seconded. All voted in favor. Motion carried.

Road Report
Joe Sharbono stated they are working on Road 431. The contractor is scheduled to lay paving on Linden Avenue this Thursday or Friday. Currently the contractor is working on the intersection at Jefferson School Road. They will be laying dust control near Oaks Disposal on the same locations as before. They will be putting down mag chloride. The road spray crew is spraying thistle and spurge at various locations. Commissioner Kartevold asked him to be sure that the knapweed at Hodges Exit are on the list. Joe also stated they are getting the mowers ready to go out. He is working on blading 437 as he has time.

Correspondence/Information
- US Dept of Interior notice regarding PILT payment of $21,206.00
- Notice from county attorney regarding possible county obligation to pay patient fees to Glendive Medical Center ($16,443.01) for involuntary commitment.
- Letter to Silvermale-Silha Mortuary on conditional approval of preliminary plat.
- Recommendation from Salary Compensation Board for 1.6% cola and 1% increase to elected official base pay.
- Notice from Teamsters Union that they will be representing the Correction Officers
- Notice of recommendation from RSVP Advisory Council to relinquish the funding for the program.

The meeting adjourned at 11:10 a.m.

DATED this 7th day of July, 2015.

________________________________________
Adam J. Gartner, Chairman

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Douglas A. Buxbaum, Member

________________________________________
Gary Kartevold, Member

ATTEST: ___________________________________
Shirley A. Kreiman, Clerk & Recorder
July 7, 2015

Second auction for property at 503 Fir Street, 5:30 p.m. No bidders were present. No sale on the property.

DATED this 7th day of July, 2015.

________________________________________
Adam J. Gartner, Chairman

_______________________________________
Douglas A. Buxbaum, Member

_______________________________________
Gary Kartevold, Member

ATTEST: ________________________________
Shirley A. Kreiman, Clerk & Recorder
July 21, 2015

Commissioner Gartner opened the meeting at 5:30 p.m., with Adam Gartner, Gary Kartevold, and Doug Buxbaum present. Also present were, Liz Tranz, Larry Richards, Greg Boehning, Daniel Nolker, Paula Eberling, Pat A. Mischel, Glennis Osborn, Michelle Mattick, Amy Horder, Karma Boehning, Terry Ringen, Lonnie Cross, Daniel Nolker and Vickie Viall Ranger Review Reporters, and Shirley Kreiman, Clerk & Recorder.

Public Hearing-Permissive Health Levy - Commissioner Gartner asked if there was any comment regarding the proposed permissive health levy of 12 mills which is the same amount levied in the previous fiscal year. There were no comments.

Items added to the published agenda:
Health Services Contract with High School District #1, Family Planning Agreement with Roosevelt County, Sheriff Uniform Allowance Memorandum, Presentation from MT Dept of Revenue.

Prior Meeting Minutes:
A motion was made to accept and approve minutes for July 7, 2015. The motion was seconded. All voted in favor. Motion carried.

Previously Approved Administrative Items:
Travel Request was approved for Mary Jo Gehnert to travel to Helena, July 28-30 for Executive Board Meeting.

Transfer of Interest - A motion was made to transfer funds from Interest Clearing fund to cover interest from investments to the appropriate designated funds in the amount of $13,071.13 for the month of June 2015. Motion carried.

Administrative Items:
Transfer of Funds - Clerk & Recorder Shirley Kreiman stated that they had tabled the transfer request from the fair to the fair capital improvement fund until the fiscal year end entries were made to review the ending cash balance. After reviewing the balance and budget requests she felt the transfer would leave sufficient reserve. A motion was made to approve the transfer of $15,000 from the fair fund to the fair capital improvement fund. Motion carried.

Health Dept Write offs - A motion was made to approve the request to write-off $941.76 in charges for the health department for insurance adjustments for June 2015. The motion was seconded. All voted in favor. Motion carried.

Olness & Associates - A motion was made to engage the services of Olness & Associate to perform an audit for the fiscal year ended June 30, 2015. The motion was seconded. All voted in favor. Motion carried.

Old Business:
Building Active Glendive-Jefferson School Walking Paths - Commissioner Gartner stated that they are still looking at options and costs.

Victim Witness Surcharge Funds - Commissioner stated that they have written a letter to Mike Weber the Richland County Attorney advising him that they have upheld their decision to designate Victim Advocate Surcharge Funds from the Dawson County District and Justice Court to the program that is operational in the Dawson County Attorney’s office.

Resolution #2015-14 Establish Victim Witness Advocate Fund - A motion was made to accept Resolution #2015-14 to establish a Victim Witness Advocate Fund, Fund #2388. The motion was seconded. Paula Eberling asked about their decision to direct the funds away from the District 7 program. Commissioner Gartner stated that he would give her a copy of the letter and he thought that would answer her questions. All voted in favor. Motion carried.

New Business:
Health Contract/Schools- A motion was made to approve a contract between the Dawson County Health Department and Glendive Public Elementary Schools District #1 for $46,520.10 to provide nursing services for 2015-2016 School year. The motion was seconded. All voted in favor. Motion carried.

Health Contract/Schools – A motion was made to approve a contract between Dawson County Health Department and the Valley View School to provide health services for $356,35/year with 4 visits for the 2015-2016 school year. The motion was seconded. All voted in favor. Motion carried.

Health Contract/WIC – A motion was made to approve a WIC Satellite Agreement between Dawson County Health Department and McCone County Health Dept for Oct 1, 2015 through Sept 30, 2016. The motion was seconded. All voted in favor. Motion carried.

Health Contract/Family Planning - A motion was made to approve a Family Planning Agreement between the Dawson County Health Department and Fallon County for providing family planning services, July 1, 2015 through June 30, 2016. The motion was seconded. All voted in favor. Motion carried.

Health Contract/Family Planning – A motion was made to approve a Family Planning contract between the Dawson County Health Department and the Fallon Medical Complex to provide physician coverage at Baker Satellite, July 1, 2015 through June 30, 2016. The motion was seconded. All voted in favor. Motion carried.

Health Contract/Family Planning-A motion was made to approve a Family Planning contract between the Dawson County Health Department and Roosevelt County for providing family planning services, July 1, 2014 through June 30, 2016. The motion was seconded. All voted in favor. Motion carried.

Health Contract/Schools- A motion was made to approve a contract between the Dawson County Health Department and Glendive High School for $21,211.99 to provide nursing services for 2015-2016 School year. The motion was seconded. All voted in favor. Motion carried.

Fuel Excise Tax-The Commissioners received a request from the City of Glendive requesting a 2 cent motor fuel excise tax issue to be placed upon the ballot. The commissioners stated that are in the process of gathering information regarding the matter. They would like to find out the costs. The paper stated that there 7.8 million gallons, but they were not sure if that is an accurate count on the gallons it would be collected on. The issue would not be on the ballot until next year and they have more questions they would like answered. They have made some calls and are waiting on some information. The public is welcome to submit their comments to the commissioners and they encourage them to do so in writing. They were asked if any of that money would be used for Forest Park or Highland Park? The commissioners stated that is one of the questions they would need answers for.

Resolution #2015-15 Designated Agent with State of Montana Property & Supply- A motion was made to accept resolution #2015-15 appointing Douglas A. Buxbaum to be the authorized agent with the State of Montana Property & Supply. The motion was seconded. All voted in favor. Motion carried.

Resolution #2015-16 Notice of Intent to create a County Planning Board- Commissioner Gartner read a letter that was given to the City of Glendive Council expressing their disappointment in the lack of communication and resolution to the ongoing issue of no inter-local agreement for a joint city/county planning board and their decision to move forward with forming a county planning board. A motion was made to adopt Resolution #2015-16 Notice of Intent to create a County Planning Board with a public hearing to be held on Tuesday August 18th at 5:30 p.m. to consider the creation of such board. The motion was seconded. The commissioners were asked by Karma Boehning if the taxpayers are paying for both a city and county planning. Commissioner Gartner stated that yes if they were in the city limits they were. He reviewed the history of the debate between the parties and his frustration about not being able to reach a resolution. They were asked why the city would contract with someone else when they could use the county planner. Commissioner Gartner discussed the monetary issue and the
research they received from other counties and all but 2 responding either had separate planners or received compensation from the city. The county has not been able to adopt a growth policy until either an inter-local agreement was signed or separate boards created. A vote was taken. All voted in favor of passing the resolution. Motion carried.

MT Dept of Revenue/Assessment Notices-Larry Richards, the regional director from Billings was here upon request of the local assessment office as the commissioners had asked them to come and review with them the reappraisal process and how it was going to affect taxpayers in the county. Several factors he reviewed included, the SB157 that shortens the cycle from 6 years to 2 years, the fact that western MT values are going down and Eastern MT sharply increasing due to the Bakken and housing shortage which drove home prices up. There is also the Economic Card Factor. We were 11% below market in 2009 and a 39% increase above market in 2015. Property values doubled in 6 years. Taxable value x mill levy x ____ will equal anticipated tax bill. If the mills were to stay the same, yes, the taxes will double. He wants to get to get the word out that there is property tax assistance if you qualify. He did note that mostly only those on a small fixed income will qualify. Taxable Value up 11% more in taxable value. The local jurisdiction would basically have 11% more to work with. Ag properties up 41%, Commercial property up 14%, Exempt 0, Residential up 45%, overall 22% increase. If you disagree with your value, the first stop is to go see the Assessor’s office and ask to have an informal review. These must be filed by August 24th. They also may go directly to the County Tax appeal board within 30 days, but they strongly suggest the informal review first. After the local tax appeal board, within 30 days it may be forwarded to the State Tax Appeal Board (MONTAB) or within 60 days to District Court. The last step is the only one that costs money as you would need an attorney. With SB 157, if you don’t file an appeal, you would have to wait until 2016 to have it reviewed. They arrived at the property values by looking at sales, the cost of the residences, and income. How much is a deck worth? How much is a garage worth? If you file an appeal, an appraisal dated in the last 6 months would be very helpful. The county can send people directly to the appraiser’s office. They may come to the home to review it with them or may do a field review which is more or less a drive by. The commissioners asked them to hold a public meeting to explain this as they did not have time to get this on the published agenda. A time was set for Tuesday, July 28th at 6:00 p.m. in the courthouse courtroom.

Correspondence/Information:
- Notice to Claims Dept as to how to distribute utility bills related to the armory building-
  Electricity, Road 20%, DES 80% (of which Search & Rescue will contribute $29.16/mo)
  Garbage, DES 10%, Road 90%
  Sewer/Water, DES 50%, Road 50%
- Treasurer’s cash report for Qtr ended March 2015 and June 2015
- Sheriff Uniform Allowance-A notice was sent to the Sheriff and Undersheriff stating that their clothing allowance will be paid using the same method as the Deputies and be taxable as a non-accountable plan.

Meeting adjourned at 7:20 p.m.

DATED this 21st day of July, 2015.

Adam J. Gartner, Chairman

Douglas A. Buxbaum, Member

Gary Kartevold, Member

ATTEST: __________________________
Shirley A. Kreiman, Clerk & Recorder