

November 1, 2016

Commissioner Buxbaum opened the meeting at 10:00 a.m., with Douglas Buxbaum, Adam Gartner and Gary Kartevold present. Also present were Rod Robson, Renee Schultz, Jim Thielman, Gene Evans, Mark Haas, Forrest Mandeville, Dianna Broadie, Jason Stewart, Ranger Review Reporter, and Shirley Kreiman, Clerk & Recorder.

Prior Meeting Minutes:

A motion was made to accept and approve minutes for October 18, 2016. The motion was seconded. All voted in favor. Motion carried.

Items added to posted Agenda:

Capital Outlay Request from Cemetery, EPEDC request, Correspondence on Airport Lease

PUBLIC HEARING

Robson Variance Request Forest Park-Commissioner Buxbaum asked County Planner Dianna Broadie to give her staff report on the variance request received from Rod Robson. Dianna Broadie reported that he wants to place a 10x24 foot addition on to the back of the house that would extend no further into the rear yard than the existing attached garage. Under Forest Park Zoning Code a back yard setback is 25 feet. The front yard setback is not less than 20 feet for a total of 45 feet. Most typical lots are 60 x 120 feet. Mr Robson's lot is different in that it is only 54.7 feet, which is unique. It also faces a side street, whereas most lots front the east-west streets and have a depth of 120 feet in which to accommodate front and back setbacks. This lot would have to accommodate the setbacks with the smaller of the lot dimensions leaving only 9.7 feet to construct the home, thus the enforcement of the literal meaning, the setbacks would impose an unreasonable hardship. The zoning was adopted after the house was constructed, therefore it is legally grandfathered in to be conforming. There are no safety issues that would arise from the variance and has no direct public cost. A diagram was referenced. The staff recommends approval of the variance as it meets the criteria. There were no public comments.

1)public hearing forest park variance request Robson

USDA Conditional Use Permit Forest Park-Commissioner Buxbaum asked County Planner, Dianna Broadie to give her staff report on the conditional use permit request from US Department of Agriculture. She stated the applicant is requesting outdoor storage of light duty agriculture equipment and limited heavy truck trailers for a governmental use on lots 7.8.9 and the east 30 feet of lot 10 in Block 6 of the Forest Park subdivision. The relevant policies are 2.1.4, preservation of property values, 2.1.5 preserve the single family residential character of the area, 2.1.6 promote compatible business with the residential character of the area. The lots are within the commercial zoning area. She stated that property values are generally affected when the storage area is unsightly. Only 2 sides of the lot are near residential structures. On the east side there is a chain link fence and a fair number of trees. The north is open and flat and only a street separates the lots from the residences. Parking also currently occurs on the lot nearest the office across Fir Street. However due to the size of the lot this should not unduly restrict the amount of storage currently needed. The 2 storage trailers are semi-trailers. The remaining equipment consists of various types of agriculture equipment which vary in condition. The applicant has proposed that all equipment be stored along the alley to the south of the site and to the east of the current employee/fleet pickup parking. Diagram attached. There is a fair amount of visual separation from the duplex due to the fence and trees at the location shown. The fleet pickup parking should be controlled by the conditions of adm conditional use permit also applied for. Further, an adjacent commercial business was allowed to store some of their equipment on this site. The staff recommends approval with the following conditions. 1-The ag equipment shall be stored on these portions of the lots as shown on the submitted diagram. No equipment shall be stored on the northern portion of the lot unless screening is installed on the northern edge. Some additional screening may also be required on the western edge. Screening will consist of one of the following or a combination (a combination being preferred to break up over half block length. (6 ft high residential style wood, vinyl solid or slatted, chain link with metal slatting, no barb wire or razor wire on upper portion, shrubs, such as lilac or currant that would reach a reasonable height to screen, conifer trees such as juniper) such screening shall require the planning office approval prior to installation to ensure such materials are in keeping with the transition to adjacent residential uses and inspection by the planning office shall occur after installation before any such storage shall be authorized. 2) No more than 2 semi-trailers shall be allowed. The existing semi-

2)public hearing forest park USDA conditional use permit

trailers may be replaced in kind by ones that are no larger than the existing units. 3)The other agriculture equipment and items shall not be increased to more than the number shown on the diagram unless the screening as required above is installed. 4)All stored items shall be related to the governmental use.

Public Comment:

- A letter of objection was submitted from MoultonBellingham PC on behalf of Tom Christensen. (See attached) A letter of objection was also received from Roberta Christensen.
- Renae Schultz-I live in a house across from the lot. I would like to know who requested this and how much more equipment could there be? Sometimes there is loud noise from the trucks.
- Gene Evans-stated he was with the conservation district and they have requested the permit. The Conservation District uses the the refrigerated trucks to store trees during a period of time until people pick them up. The noise is during the limited time when they are storing trees.
- Dianna Broadie stated that restrictions could be added on the hours of running the regrigerated vehicles. Renae Schultz stated that there is a lot of stuff out there that is not pretty, but she was aware of it when she purchased the property and it hasn't negatively impacted her other than the noise.
- Mark Haas-from Conservation District, he stated that they don't forsee adding any more equipment. They have 4 pieces of farm rental equipment and it is required to be light duty agriculture equipment.

Previously Approved Administrative Items:

3)MSSD
easement
with City of
Glendive

Metropolitan Sanitary Sewer District Easement with City of Glendive-An easement with the City of Glendive for a permanent maintenance and utility easement 30 feet wide centered upon the centerline of the sanitary sewer forcemain located within the City of Glendive Street Right of Ways and at the City Glendive Main Lift Station site as well as a temporary easement to use the remaining width of the City of Glendive Streets, along which the easement is located for access and staging of materials was approved on October 20, 2016.

New Administrative Items:

Capital Outlay Request-Cemetery- A motion was made to approve the request from the cemetery department for the purchase of new furnace for the office building at the Dawson County Memorial Cemetery. A quote was received from Tom's Electric for \$6,000. The motion was seconded. All voted in favor. Motion carried.

4)EPEDC
request for
support

Eastern Plains Economic Development Committee-A request was received from EPEDC for \$11,000. \$5,000 for annual installment on the Metropolitan Sanitary Sewer District Grant work, \$6,000 for an annual contribution. There was some discussion concerning the increase from \$2,000 to \$6,000 and whether the increase last year for the additional \$4,000 was to continue after Jason Rittal left his position at EPEDC. Commissioner Gartner stated that this was an ongoing increase as there were other addition added expenses. A motion was made to table the item until they could review the matter. The motion was seconded. All voted in favor to table the item.

Old Business:

5)Schlicht
Gravel
Agreement

Schlicht Gravel Agreement-The commissioners noted that Road Supervisor, Joe Sharbono had reviewed and approved the agreement. A motion was made to approve the gravel agreement for \$1.25 per ton of extracted gravel from the permitted mining gravel pit on T19N, R52E S19. The motion was seconded. All voted in favor. Motion carried.

Forest Park/Highland Park Residents Street Maintenance Meeting-The commissioners discussed setting a date for a meeting and the letter they had drafted to send the residents. They concluded they would try for a mid-November meeting.

6)BLM
Lease Fallon
Tower Site

BLM Lease Fallon Tower-The commissioner stated that they have been working with Mary Jo Gehmert from DES office regarding the potential change of ownership on the tower to transfer it to the state Highway patrol as they are the only entity using the tower at present. They have a meeting set to meet with a representative to discuss the matter. They will be discussing whether it will be a lease or a transfer of ownership.

New Business:

Forest Park Variance Request-A motion was made to approve the variance request from Rod Robson. The motion was seconded. All voted in favor. Motion carried.

7)forest park
variance
request
Robson

Conditional Use Permit USDA-The commissioners acknowledged the letters of objection from Tom and Roberta Christensen. There was some discussion about the need for the refrigerated trucks running. A motion was made to approve the conditional use permit with the additional condition that the refrigerated trucks not be run after dark. The motion was seconded. All voted in favor. Motion carried.

8)forest park
USDA
conditional
use permit

Delp Minor Subdivision Preliminary and Final Plat-This is a one lot plat to allow a family member, Jim Trotter, to have his own property on which to construct his home. The property is located about 3 miles directly west of the Town of Richey on the south side of County Road 620. The lot consists of 20.07 acres. This is a minor subdivision and exempt from a hearing. Dianna Broadie submitted the staff report. The area could easily still be used for crops with only 1 acre or less be used for the site of the home. Impact on agriculture would be negligible. Impact on Local Services is minimal as this only adding one housing unit. Impact on Natural Environment and Wildlife and Wildlife habitat is nominal as it will not substantively change the character of the new lot or the surrounding area. Impact on public health and safety, there should be no additional impacts as no hazards exist or the site has been designed and sited to avoid potential impacts. Provision for legal and physical access to each parcel will be provided if a county encroachment permit is issued. The plat meets subdivision regulations. The staff recommends approval of the Delp Minor Subdivision preliminary plat with the following standard conditions: The final plat shall be in substantial compliance, comply with state surveying requirements, required improvement shall be completed and in place or a subdivision improvement agreement shall be provided. The staff also recommends that since this was filed under an expedited review that if the preliminary plat is approved that the final plat be approved subject to the following conditions: final mylar meets with the Clerk & Recorder approval, the planning office verifies that pins are set, the planning office verifies that the final mylar is in substantive compliance with the approved preliminary one. A motion was made to approve the preliminary and final plat with the conditions as set forth in the staff report. The motion was seconded. All voted in favor. Motion carried.

9)Delp Minor
Subdivision
Preliminary
and Final
Plat

Thielman Minor Subdivision-Dianna Broadie gave a staff report on the final plat. This is a 2 lot subdivision on 38.67 acres where a current residence exists that the owner wants to maintain while subdividing the lower portion to use as a commercial use. It is located on Colorado Boulevard east of the fairgrounds and north of the GCSA ballfields. Conditions of approval: the plat meets state surveying requirements as attested to by a surveyor registered in the State of Montana. The required survey pins were located upon a site visit. There were no improvements required as a condition of the plat. A no build zone will be shown at least 20 feet from the edge of the current bank of Glendive Creek and labeled as floodplain. The final plat does not indicate a no build zone, however, it does indicate the floodplain area. The planner stated she would accept a slightly different proposal as the purpose of this requirement was to prevent construction in what the staff observed as being a probably floodway portion of the floodplain. Showing the floodplain would hopefully cause a possible future owner to apply for a floodplain permit prior to considering any construction. In addition, there is a home currently on the property which is relatively new and is constructed on the hillside well out of the floodplain. Several outbuildings are also located nearby on the upper portions of the site. It is unlikely any additional construction on the lower portions of the site would take place on lot 1 unless future subdivision would occur in which case such impacts would be evaluated. A thirty foot road easement leading to Lot 1 has been added to the plat. The staff recommends approval. Following a short discussion, a motion was made to approve the final plat. The motion was seconded. All voted in favor. Motion carried.

10)
Thielman
Minor
Subdivision

Gravel Agreement-Dale Heide-This item was tabled until the Road Supervisor has signed off on it.

Health Contracts-WIC Prairie County, Wibaux County-A motion was made to approve the WIC Satellite agreement with Prairie & Wibaux Counties to provide WIC services from October 1, 2016 through September 30, 2017 staffed by Dawson County Health Department

11)Health
Contracts
WIC Prairie
County,
Wibaux
County

12)family
 planning
 agreement
 Valley Co

Family Planning Agreement-A motion was made to approve the Family Planning agreement with Valley County to provide comprehensive family planning services to those needing them in Valley County from October 1, 2016 through June 30, 2017. Valley County is now employing a clinical provider to provide services in Glasgow instead of Dawson County. Dawson County is allotted \$4,000 per satellite clinic, therefore Dawson County will reimburse Valley County \$1,375 quarterly for a total of \$4,125 to assist with staffing costs. Valley County will retain client fees and donations while Dawson County will continue to retain revenue from third party reimbursements. The motion was seconded. All voted in favor. Motion carried.

September Claims- All claims against the County were audited and approved for the month of September 2016. This list contains all claims against the County including payroll withholdings, deductions and contribution warrants.

Check Number	Date	Payee	Amount	Status
90784	9/8/2016	ST OF MT DEPT OF MILITARY AFFAIRS	\$31,947.86	Printed
90785	9/19/2016	RUNNINGS SUPPLY, INC.	\$44.47	Printed
90786	9/30/2016	4IMPRINT, INC.	\$1,209.86	Printed
90787	9/30/2016	A.B.M. ON-SITE SERVICES	\$3,956.80	Printed
90788	9/30/2016	ABLE WRIGHT, INC.	\$171.76	Printed
90789	9/30/2016	ACTION FOR EASTERN MONTANA	\$5,300.00	Printed
90790	9/30/2016	ADVANCED CHEMICAL SOLUTIONS	\$838.33	Printed
90791	9/30/2016	AG PARTNERS, LLC	\$1,487.50	Printed
90792	9/30/2016	AHLERS & ASSOCIATES	\$850.00	Printed
90793	9/30/2016	ALBERTSONS	\$354.40	Printed
90794	9/30/2016	ALLISON, DEANA	\$50.00	Printed
90795	9/30/2016	AMAZON	\$584.78	Printed
90796	9/30/2016	AMERICAN WELDING & GAS, INC.	\$55.45	Printed
90797	9/30/2016	AMERIPRIDE LINEN & APPAREL SERVICES	\$268.01	Printed
90798	9/30/2016	BADLAND BIBLE FELLOWSHIP	\$100.00	Printed
90799	9/30/2016	BADLAND TRUCK SALES	\$16,000.00	Printed
90800	9/30/2016	BAILEY, REBECCA	\$100.00	Printed
90801	9/30/2016	BARTHEL, KARA	\$1,099.80	Printed
90802	9/30/2016	BECKER, DEBBIE	\$58.86	Printed
90803	9/30/2016	BENNETT, BRYAN	\$954.84	Printed
90804	9/30/2016	BERG TIRE	\$2,557.67	Printed
90805	9/30/2016	BERRY, BRENDA	\$72.36	Printed
90806	9/30/2016	BIG SKY HARDWARE	\$539.98	Printed
90807	9/30/2016	BILLINGS GAZETTE COMMUNICATIONS	\$413.40	Printed
90808	9/30/2016	BisManOnline.com	\$750.00	Printed
90809	9/30/2016	BOB BARKER COMPANY INC	\$119.44	Printed
90810	9/30/2016	BOBCAT OF MILES CITY, LLC.	\$1,591.70	Printed
90811	9/30/2016	BOJE, VICKIE	\$656.29	Printed
90812	9/30/2016	BORDER STEEL & RECYCLING	\$122.29	Printed
90813	9/30/2016	BOSS OFFICE & COMPUTER PRODUCTS, INC.	\$1,849.40	Printed
90814	9/30/2016	BRUCO, INC.	\$373.38	Printed
90815	9/30/2016	BURMAN, JOY	\$50.00	Printed
90816	9/30/2016	BUSINESS CARD	\$484.49	Printed
90817	9/30/2016	BUTLER MACHINERY COMPANY	\$305.27	Printed
90818	9/30/2016	CANTRELL, LEANNE	\$0.00	Void
90819	9/30/2016	CASS COUNTY SHERIFF'S DEPARTMENT	\$59.00	Printed
90820	9/30/2016	CBM FOOD SERVICE	\$30,393.35	Printed
90821	9/30/2016	CENTER FOR DISEASE DETECTION	\$425.00	Printed
90822	9/30/2016	CENTURY LINK	\$124.52	Printed
90823	9/30/2016	CINTAS CORPORATION	\$240.32	Printed
90824	9/30/2016	CIRCLE T CONSTRUCTION	\$5,782.75	Printed
90825	9/30/2016	CITY OF GLENDIVE	\$1,180.00	Printed

DAWSON COUNTY BOARD OF COUNTY COMMISSIONERS
 COUNTY OF DAWSON
 GLENDIVE MT – November 2016

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90826	9/30/2016	CITY OF GLENDIVE360	\$4,455.72	Printed
90827	9/30/2016	CMI INC	\$137.74	Printed
90828	9/30/2016	COMFORT INN	\$738.60	Printed
90829	9/30/2016	CON-MAT SUPPLY	\$86.31	Printed
90830	9/30/2016	CRITELLI COURIERS, INC.	\$202.50	Printed
90831	9/30/2016	CROP PRODUCTION SERVICES	\$298.20	Printed
90832	9/30/2016	CROSS PETROLEUM	\$1,912.43	Printed
90833	9/30/2016	CROWLEY FLECK ATTORNEYS, PLLP	\$34.00	Printed
90834	9/30/2016	CRYSTAL CLEAN, LLC	\$2,042.18	Printed
90835	9/30/2016	DACOTAH PAPER CO	\$3,664.14	Printed
90836	9/30/2016	DATA IMAGING SYSTEM	\$2,997.00	Printed
90837	9/30/2016	DATRUE PROCESS AUTOMATION	\$500.00	Printed
90838	9/30/2016	DAWSON COUNTY TREASURER	\$200.00	Printed
90839	9/30/2016	DCCF - CRIMINAL BOND ACCOUNT	\$1,619.15	Printed
90840	9/30/2016	DEMPEWOLF, TIMBER	\$2,446.76	Printed
90841	9/30/2016	DENNING, PENNY PA-C	\$100.00	Printed
90842	9/30/2016	DEPARTMENT OF REVENUE	\$58.41	Printed
90843	9/30/2016	DIAMOND PHARMACY SERVICES	\$1,806.51	Printed
90844	9/30/2016	DIAMOND PRODUCTS INC	\$90.50	Printed
90845	9/30/2016	DISTRICT II ALCOHOL & DRUG	\$5,067.00	Printed
90846	9/30/2016	DORSEY, MISTY	\$84.00	Printed
90847	9/30/2016	DPC INDUSTRIES	\$187.01	Printed
90848	9/30/2016	EASTERN MT COMMUNITY MENTAL HEALTH CENTR	\$4,248.75	Printed
90849	9/30/2016	EBSCO	\$1,881.27	Printed
90850	9/30/2016	ECOLAB PEST ELIMINATION DIVISION	\$153.04	Printed
90851	9/30/2016	ENERGY LABORATORIES	\$423.00	Printed
90852	9/30/2016	ENGBRETSON, STEVE	\$479.22	Printed
90853	9/30/2016	EXECUTIVE SERVICES	\$1,280.00	Printed
90854	9/30/2016	FAIRMONT HOT SPRINGS RESORT	\$603.06	Printed
90855	9/30/2016	FARMERS ELEVATOR EASTERN MONTANA OPERAT	\$2,561.85	Printed
90856	9/30/2016	FELT, MARTIN, FRAZIER & WELDON, PC.	\$1,020.75	Printed
90857	9/30/2016	FISHER SAND AND GRAVEL	\$1,220.00	Printed
90858	9/30/2016	FRONTIER HEALTH CLINIC	\$186.84	Printed
90859	9/30/2016	GABERT CLINIC PHARMACY	\$89.80	Printed
90860	9/30/2016	GALLS INC	\$582.28	Printed
90861	9/30/2016	GARTNER, ADAM	\$77.22	Printed
90862	9/30/2016	GAUB, CARLEEN PA-C	\$75.00	Printed
90863	9/30/2016	GILLEN, HARRISON	\$39.98	Printed
90864	9/30/2016	GLAXOSMITHKLINE PHARMACEUTICALS	\$6,753.30	Printed
90865	9/30/2016	GLENDIVE FAMILY DENTISTRY	\$3,944.00	Printed
90866	9/30/2016	GLENDIVE MEDICAL CENTER	\$2,087.35	Printed
90867	9/30/2016	GREAT FALLS TRIBUNE	\$329.52	Printed
90868	9/30/2016	GUELFF LUMBER	\$434.68	Printed
90869	9/30/2016	GUNS N THINGS LLC	\$696.00	Printed
90870	9/30/2016	HART, TAMMY ANN	\$1,062.50	Printed
90871	9/30/2016	HEAFIELD, RENASU	\$30.78	Printed
90872	9/30/2016	HEDAHL	\$934.83	Printed
90873	9/30/2016	HKT BIG SKY MOTORS	\$971.16	Printed
90874	9/30/2016	HOBART SALES & SERVICE	\$2,874.00	Printed
90875	9/30/2016	HOLIDAY INN EXPRESS & SUITES	\$941.04	Printed
90876	9/30/2016	HOSTETLER, CRAIG	\$277.70	Printed
90877	9/30/2016	HUNTER, LESLIE	\$51.04	Printed
90878	9/30/2016	INGRAM LIBRARY SERVICES	\$148.01	Printed
90879	9/30/2016	INTOXIMETERS	\$131.00	Printed
90880	9/30/2016	J & K LAWN SERVICE	\$825.00	Printed
90881	9/30/2016	K MART STORE 9306	\$408.03	Printed

DAWSON COUNTY BOARD OF COUNTY COMMISSIONERS
 COUNTY OF DAWSON
 GLENDIVE MT – November 2016

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90882	9/30/2016	KEISER, TROY	\$36.00	Printed
90883	9/30/2016	KIWANIS CLUB	\$3,342.20	Printed
90884	9/30/2016	KURTZ SANITATION	\$0.00	Void
90885	9/30/2016	KXGN/KDZN-FM	\$1,780.00	Printed
90886	9/30/2016	LATKA, DENNIS J.	\$2,000.00	Printed
90887	9/30/2016	LEAL, JOSEPH M., JR., M.D.	\$100.00	Printed
90888	9/30/2016	LEXISNEXIS	\$68.15	Printed
90889	9/30/2016	MACO HEALTH CARE TRUST	\$1,604.00	Printed
90890	9/30/2016	MARKS GROUP	\$1,500.00	Printed
90891	9/30/2016	MARLOW, CAROL	\$640.00	Printed
90892	9/30/2016	MCCONE CLINIC	\$125.00	Printed
90893	9/30/2016	MCCONE COUNTY HEALTH DEPT	\$19.50	Printed
90894	9/30/2016	MCKESSON MEDICAL SURGICAL	\$295.41	Printed
90895	9/30/2016	MERCK & CO INC	\$2,430.03	Printed
90896	9/30/2016	MID RIVERS TELEPHONE	\$4,398.97	Printed
90897	9/30/2016	MILLS, KATIE	\$559.60	Printed
90898	9/30/2016	MILNE IMPLEMENT COMPANY	\$8,235.44	Printed
90899	9/30/2016	MISSOULA PUBLIC LIBRARY	\$597.00	Printed
90900	9/30/2016	MODERN MARKETING	\$218.37	Printed
90901	9/30/2016	MON-DAK CONSTRUCTION SUPPLY	\$120.00	Printed
90902	9/30/2016	MONTANA CORRECTIONAL ENTERPRISES	\$544.00	Printed
90903	9/30/2016	MONTANA DAKOTA SCALE SERVICE, INC.	\$524.50	Printed
90904	9/30/2016	MONTANA DAKOTA UTILITIES	\$21,158.37	Printed
90905	9/30/2016	MONTANA RECORDS MANAGEMENT	\$60.00	Printed
90906	9/30/2016	MONTANA STATE CATALOG	\$2,192.71	Printed
90907	9/30/2016	MORT DISTRIBUTING	\$1,313.31	Printed
90908	9/30/2016	MT DEPT OF LIVESTOCK	\$38.73	Printed
90909	9/30/2016	MT LAW ENFORCEMENT ACADEMY	\$2,170.00	Printed
90910	9/30/2016	MT LEGISLATIVE SERVICES DIVISION	\$200.00	Printed
90911	9/30/2016	MURPHREE, LAUREEN	\$36.00	Printed
90912	9/30/2016	NAPA AUTO PARTS	\$1,494.19	Printed
90913	9/30/2016	NEW WEST HEALTH SERVICES	\$875.00	Printed
90914	9/30/2016	NICHOLS, LINDA	\$123.12	Printed
90915	9/30/2016	O'BRIEN, PAMELA L.	\$569.89	Printed
90916	9/30/2016	OTIS ELEVATOR COMPANY	\$1,333.68	Printed
90917	9/30/2016	OVERDRIVE	\$1,063.65	Printed
90918	9/30/2016	PFIZER INC	\$3,191.50	Printed
90919	9/30/2016	PRCA	\$160.00	Printed
90920	9/30/2016	PRINTING CREATIONS	\$288.00	Printed
90921	9/30/2016	PRO-BUILD	\$55.98	Printed
90922	9/30/2016	PROFORCE LAW ENFORCEMENT	\$884.09	Printed
90923	9/30/2016	R & S NORTHEAST, LLC.	\$2,873.44	Printed
90924	9/30/2016	RANCH & FARM WHOLESAL	\$701.37	Printed
90925	9/30/2016	RANEY, MIKE	\$36.00	Printed
90926	9/30/2016	RAYMOND, ANDEEN	\$37.80	Printed
90927	9/30/2016	RDO EQUIPMENT COMPANY	\$5,970.79	Printed
90928	9/30/2016	RDO EQUIPMENT	\$6,384.26	Printed
90929	9/30/2016	REYNOLDS MARKET	\$887.73	Printed
90930	9/30/2016	RICHARD SCHWARTZ, INC.	\$222.00	Printed
90931	9/30/2016	RICHLAND COUNTY HEALTH DEPT	\$3,000.00	Printed
90932	9/30/2016	RILLEY, DESIRAE	\$87.00	Printed
90933	9/30/2016	RUNNINGS SUPPLY, INC.	\$971.69	Printed
90934	9/30/2016	SATELLITE TRACKING OF PEOPLE, LLC.	\$57.75	Printed
90935	9/30/2016	SCHLEVE, GAYLE	\$52.50	Printed
90936	9/30/2016	SENTIMENTAL PRODUCTIONS	\$193.00	Printed
90937	9/30/2016	SEVEN X RANCH, INC.	\$4,995.00	Printed

DAWSON COUNTY BOARD OF COUNTY COMMISSIONERS
COUNTY OF DAWSON
GLEN DIVE MT – November 2016

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90938	9/30/2016	SIDNEY HEALTH CENTER	\$225.00	Printed
90939	9/30/2016	SILHA FUNERAL HOMES & CREMATORY	\$938.75	Printed
90940	9/30/2016	SILHA, LANCE	\$54.66	Printed
90941	9/30/2016	SIRCHIE FINGER PRINT LABORATORIES	\$141.85	Printed
90942	9/30/2016	SKERRITT, MELISSA ANN	\$625.00	Printed
90943	9/30/2016	SLAGSVOLD, KENNY	\$200.00	Printed
90944	9/30/2016	SPRINT	\$454.92	Printed
90945	9/30/2016	STATE OF MT-DOA-ITSD	\$232.91	Printed
90946	9/30/2016	STATE SUPPLY CO	\$620.25	Printed
90947	9/30/2016	STERICYCLE, INC.	\$1,703.86	Printed
90948	9/30/2016	SUSAN B. SWIMLEY, INC.	\$808.75	Printed
90949	9/30/2016	SWARNY, BRUCE	\$150.00	Printed
90950	9/30/2016	T W ENTERPRISES INC	\$2,513.54	Printed
90951	9/30/2016	TAB ELECTRONICS	\$260.91	Printed
90952	9/30/2016	TERRY TRIBUNE	\$18.00	Printed
90953	9/30/2016	TIRE-RAMA GLEN DIVE	\$899.17	Printed
90954	9/30/2016	TRAIL STAR TRUCK STOP	\$4,913.93	Printed
90955	9/30/2016	TRI-COUNTY	\$918.57	Printed
90956	9/30/2016	TRUCK SUPPLIERS	\$1,965.85	Printed
90957	9/30/2016	TRUGREEN	\$50.00	Printed
90958	9/30/2016	TURNER, JESSICA	\$41.60	Printed
90959	9/30/2016	U.S. BANK	\$2,675.50	Printed
90960	9/30/2016	US FOODSERVICE, INC.	\$2,425.28	Printed
90961	9/30/2016	UTILITIES UNDERGROUND	\$176.85	Printed
90962	9/30/2016	VERIZON WIRELESS	\$652.35	Printed
90963	9/30/2016	VOGELE, MYRA	\$1,100.00	Printed
90964	9/30/2016	WATSON LABEL PRODUCTS	\$2,428.90	Printed
90965	9/30/2016	WERNER, ALISA	\$60.67	Printed
90966	9/30/2016	WESTERN MONTANA MENTAL	\$500.00	Printed
90967	9/30/2016	WIBAUX PIONEER GAZETTE	\$89.50	Printed
90968	9/30/2016	WYNNE, TOM	\$174.99	Printed
90969	9/30/2016	YELLOWSTONE CO YOUTH SERVICES CENTER	\$8,525.00	Printed
90970	9/30/2016	YELLOWSTONE E-WASTE SOLUTIONS, INC.	\$741.00	Printed
90971	9/30/2016	YELLOWSTONE RECREATION CENTER	\$103.00	Printed
90972	9/30/2016	ZIESKE, PIXINE	\$55.08	Printed
90973	9/30/2016	KURTZ SANITATION	\$475.59	Printed
90974	9/30/2016	AMERICAN FORD	\$290.95	Printed
90975	9/30/2016	BLACK MOUNTAIN SOFTWARE	\$1,961.00	Printed
90976	9/30/2016	BOSS OFFICE & COMPUTER PRODUCTS, INC.	\$12,643.93	Printed
90977	9/30/2016	CBM FOOD SERVICE	\$7,405.89	Printed
90978	9/30/2016	CHOICE SCREENING	\$105.00	Printed
90979	9/30/2016	CHS FARMERS ELEVATOR	\$26.99	Printed
90980	9/30/2016	DATA IMAGING SYSTEM	\$363.91	Printed
90981	9/30/2016	DAWSON COUNTY CLERK & RECORDER	\$48.00	Printed
90982	9/30/2016	DOCKTER, DANIELE	\$40.00	Printed
90983	9/30/2016	FADNESS, BRENT	\$683.85	Printed
90984	9/30/2016	GALLS INC	\$135.46	Printed
90985	9/30/2016	GEHNERT, MARY JO	\$104.76	Printed
90986	9/30/2016	GIBBS AUTO PARTS	\$13.73	Printed
90987	9/30/2016	GILLEN, HARRISON	\$500.00	Printed
90988	9/30/2016	GLEN DIVE MEDICAL CENTER	\$1,811.70	Printed
90989	9/30/2016	GUELFF LUMBER	\$29.69	Printed
90990	9/30/2016	HEWLETT-PACKARD FINANCIAL SERVICES CO.	\$732.23	Printed
90991	9/30/2016	HOSTETLER, CRAIG	\$35.56	Printed
90992	9/30/2016	INTOXIMETERS	\$125.00	Printed
90993	9/30/2016	K MART STORE 9306	\$10.98	Printed

90994	9/30/2016	KIWANIS CLUB	\$35.00	Printed
90995	9/30/2016	MACIOROSKI, ANGELA	\$28.00	Printed
90996	9/30/2016	MCCONE ELECTRIC CO-OP	\$1,781.02	Printed
90997	9/30/2016	METZGER, JEFFRY	\$29.00	Printed
90998	9/30/2016	MORT DISTRIBUTING	\$150.50	Printed
90999	9/30/2016	MT SHERIFFS & PEACE OFFICERS ASSOCIATION	\$175.00	Printed
91000	9/30/2016	PENA, KEVIN	\$267.26	Printed
91001	9/30/2016	RANCH & FARM WHOLESALE	\$25.99	Printed
91002	9/30/2016	RANEY, MIKE	\$69.00	Printed
91003	9/30/2016	RANEY, SANDY	\$71.99	Printed
91004	9/30/2016	RANGER REVIEW	\$0.00	Void
91005	9/30/2016	ROCKY MOUNTAIN INFORMATION NETWORK	\$50.00	Printed
91006	9/30/2016	ROEHL, BARB	\$116.00	Printed
91007	9/30/2016	RUNNINGS SUPPLY, INC.	\$13.98	Printed
91008	9/30/2016	STATE BAR OF MONTANA	\$60.00	Printed
91009	9/30/2016	TOWN OF RICHEY	\$379.86	Printed
91010	9/30/2016	WEX BANK	\$7,593.82	Printed
91011	9/30/2016	WILLIAMSON, ED	\$922.18	Printed
91012	9/30/2016	CANTRELL, LEANNE	\$125.00	Printed
91013	9/30/2016	RANGER REVIEW	\$2,423.52	Printed
			\$352,197.19	
			\$278,754.41	payroll
			\$630,951.60	

Correspondence/Information:

- A copy of an airport lease agreement for Gillette Wyoming was received.
- It was noted that the commissioners received correspondence from the Kubesh family regarding the continued heavy amount of traffic on their roads (200/daily)

Public Comment: None

The meeting adjourned at 10:55 a.m.

DATED this 1st day of November, 2016.

 Douglas A. Buxbaum, Chairman

 Gary Kartevold, Member

 Adam J. Gartner, Member

ATTEST: _____
 Shirley A. Kreiman, Clerk & Recorders

Attachments for public hearing on USDA request for conditional use permit.

October 21, 2016

Dear Ms. Broadie,

I don't feel that USDA Conservation Service should be granted a Conditional Use Permit. I moved here 24 years ago this was an empty residential lot, it is still a residential lot. The USDA is not a good neighbor to the residents of Forest Park. They have not complied with the Forest Park resolution on gravel parking lots 9.7-10, corner lots 9.3 they run over the curbs and do not clean weed overgrowth on curbs. This area does not have plantings or fencing to obstruct the terrible view. This lot has been used by owners of the Forest Park business district to store wrecked vehicles and campers for years. USDA has allowed people to live in campers on this lot for up to two months. The person in the picture changed his oil and dumped it on the ground. USDA has defied DEQ rules and has stored hazardous waste in this lot that was not labeled under RCRA rules. The containers were left in the lot for a year sitting on the open ground. USDA runs motors on the truck trailers in the Spring that vibrate the houses on the 400 block of Chestnut. USDA has already proved under 10.5-2 they are detrimental to the health, safety, peace morals, comfort and general welfare of the residential neighborhood. USDA should not be granted a Conditional Use Permit.

Sincerely,

Roberta Christensen
409 Chestnut Ave.



MOULTONBELLINGHAM PC
ATTORNEYS
Adam J. Tunning
Adam.Tunning@moultonbellingham.com

27 North 27th Street
Suite 1900
P.O. Box 2559
Billings, Montana 59103-2559
Phone (406) 248-7731
Fax (406) 248-7889

October 28, 2016

Dianna Broadie
Dawson County Courthouse
"Old Jail" Building
207 W. Bell St.
Glendive, MT 59330

Re: Forest Park Subdivision – November 1, 2016 Conditional Use Permit Hearing

Ms. Broadie:

Our firm represents Tom Christensen, a resident of the Forest Park Subdivision. This letter is Mr. Christensen's objection to the request for a Conditional Use Permit set for hearing on November 1, 2016.

It is our understanding a request has been made to store large agricultural equipment and/or other heavy duty trailers on Lots 7, 8, 9, and the western 30 feet of Lot 10. These lots are currently in the subdivision's Residential District. Of course, the proposed use is not a permitted use for Residential lots under Forest Park's existing Zoning Regulations.

To obtain a "Conditional Use Permit," then, requires the applicant show the proposed use falls within the "intent and purpose" of the Zoning Regulations. See e.g. Sections 10.5 and 10.7.4. The Purpose of these Regulations are spelled out in Section 2. They provide, among other things that the purpose of the Forest Park Zoning Regulations is: (1) to promote the health & safety of the people living in the subdivision, (2) to preserve property values, and (3) to preserve the residential single family character of the area. The proposed Conditional Use Permit is directly contrary to these stated intentions.

A parking lot for heavy duty equipment and trailers simply has no place in a residential neighborhood. Far from promoting the health and safety of the neighborhood, the use presents an obvious hazard to the families and young children nearby. The proposed use would introduce dangerous machinery, heavy duty traffic, and potential contaminants to an area that is supposed to protect bike rides, cookouts, and other family activities.

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October 28, 2016
Page 2

Moreover, the use will have an adverse effect on the property values of the adjacent single family homes. Prospective purchasers will think twice before buying their family home across the street from an industrial parking lot. This will damage current homeowners' equity and deter them from investing in the improvement of their homes.

In effect, the proposed use would destroy the single family character of the area and impose an irreversible detriment on current homeowners' like Mr. Christensen. As a result, the Conditional Use Permit cannot be permitted under the existing Zoning Regulations.

Enclosed with this letter is a statement from Mr. Christensen expanding upon his objection to granting the Conditional Use Permit.

In the event such a use is approved, Mr. Christensen intends to appeal the decision and seek all other legal relief available to him. Thank you for taking the time to review this comment. If you have any questions, please feel free to call me at your convenience.

Sincerely,

MOULTON BELLINGHAM PC


Adam J. Tunning

cc: Forest Park Planning and Zoning Commission

Enc.

Thomas L. Christensen
409 Chestnut Ave.
Glendive, MT 59930
(406) 377-3874

Ms. Brodie,

It is my belief that USDA should not be granted a Conditional Use Permit for a parking lot on residential lots in Forest Park. Furthermore, parking lots tend to be a source of water pollution because of the large area of impervious surfaces associated with a parking lot. Pavement is required generally for the purpose of aesthetics and controlling ground pollution. Lack of impervious surfaces means immediate soil contamination from point of origin, making it difficult to detect as well as clean up. Control of runoff is warranted to contain contamination to the surrounding areas.

The fact that contamination is possible is concerning to me based on the lack of concern or action on the part of Dawson County officials when notified. Dawson County officials have stated at public meetings that they will not be held responsible for policing possible infractions. That statement concerns me greatly considering the fact that the Dawson County Commissioner's mission statement states "their duties are to oversee the health, welfare and safety of the residents of the County". This statement should be adhered to and approached with unbiased due diligence. To do otherwise is a lack of concern and failure to fulfill the requirements of their positions.

Most modern parking lots are required to have natural vegetation screening that is aesthetically pleasing to the surrounding areas to discourage devaluation of adjacent property owners. Parking lots are required to have striping for proper parking and additional structure to the area.

This is a residential area and I believe it should remain as such.

I vote NO on the granting of a Conditional Use Permit for USDA.

Sincerely,

Thomas L. Christensen

November 15, 2016

Commissioner Buxbaum opened the meeting at 5:30 p.m., with Douglas Buxbaum, Adam Gartner and Gary Kartevold present. Also present were Ruth Robson, Debra Cartmell, Anthony Varriano, Jason Stewart, Ranger Review Reporter, and Shirley Kreiman, Clerk & Recorder.

Prior Meeting Minutes:

A motion was made to accept and approve minutes for November 1, 2016. The motion was seconded. All voted in favor. Motion carried.

Items added to posted Agenda:

New Adm Items: Deb Cartmell/Road, Anthony Varriano Ice Rink Proposal
Correspondence: MT DNRC, Varriano Ice Rink Proposal
Old Business: Heide Gravel Agreement

Previously Approved Administrative Items:

Great West Engineering, Inc. Amendment to Owner-Engineer Agreement-Amendment #6 to the original owner engineer agreement was approved on November 2, 2016 to have the engineer provide a review of the lift station design to be provided by Town Pump, Inc. and their representatives for the additional fee of \$5,500. (Recorded as Document #459904 in the Clerk & Recorder's recorded documents)

New Administrative Items:

Health Department Write-Offs-A motion was made to approve the request from the health department to write off \$193,21 for 11 clients in the month of August and \$36.84 for 13 clients in September. The motion was seconded. All voted in favor. Motion carried.

Deb Cartmell-Road 454-Deb Cartmell stated that she has spent the last four years watching a company build a disposal site that has trucks traveling all hours of the night. She did not realize in the beginning that they would run trucks at night. These trucks are not tarped and the dust is horrendous. They carry radioactive material. They are suppose to keep the speed down to 35 mph or 25 mph to keep the dust down. They have been told to, but they do not comply. She has stopped drivers ask asked them to comply. Some are courteous. Some are not. There are four roads into this pit. She is asking that they please take this road off of the road agreement. Some drivers go past at 55 – 65 mph. The dust is a cloud blanket. You can't go outside. The trucks aren't tarped and the stuff is flying around in the air. They are avoiding the scales. They could turn at Bloomfield and go another direction. I've been dealing with the Sheriff and the Road Supervisor. The sheriff doesn't have staff to monitor it. If you leave this road open, you are rewarding their bad behavior. There are other roads they can use. Please take our road off of the agreement.

Anthony Varriano-He stated that he was present on behalf of the Glendive Ice Foundation to get permission for the group to place an ice rink in forest Park over the winter and continuing in years to come. They would like to place it in the section of the park that faces the ball field. The liner would be taken up for the summer and continue to be usable in the summer. The commissioners will be placing it on their next agenda for public comment and then get back to the foundation.

Old Business:

Forest Park/Highland Park Street Maintenance Meeting-Following some discussion, the commissioners decided to set a date of Monday, December 12th for a public meeting to take input regarding the street maintenance in Forest Park and Highland Park.

EPEDC Request-The commissioners stated that they had reviewed the request and visited with the Eastern Plains Economic Development Committee representative and gotten the information they had requested. A motion was made to approve their request for \$11,000. The motion was seconded. All voted in favor. Motion carried.

Heide Gravel Agreement-A motion was made to table this item until the road supervisor has signed off on it. The motion was amended to approve the item once the road supervisor has signed off on it. The amended motion was seconded. All voted in favor. Motion carried.

New Business:

Encroachment Permit-Sioux Falls Tower & Communications-A permit request was received from Sioux Falls Tower & Communications to place an approach on 59 Dry Creek Road. It was noted that the road supervisor has reviewed and approved the location. A motion was made approve the permit. The motion was seconded. All voted in favor. Motion carried.

Encroachment Permit-Drakin Oilfield Construction-A permit request was received from Drakin Oilfield Construction for a bore/crossing and parrallel line on county road 547, T18N, R56E S2NW1/4 and Section 3 NE ¼ for a proposed salt water gathering system It was noted that the road supervisor has reviewed and approved the location. A motion was made approve the permit. The motion was seconded. All voted in favor. Motion carried.

Health Contract-A motion was made to approve the continuation of a Dept of Public Health and Human Services contract to provide services for the parents as teachers Home Visiting program for pernatal women, young children and their families. The contract is for Januay 1, 2017 through June 30, 2018 in the amount of \$58,612.25. Funding sources are tfrom the MIECHV program, the Montana state general fund and the Tobacco Trust Settlement Fund. The motion was seconded. All voted in favor. Motion carried.

Correspondence:

- Airport Grant Closeout letter from FAA Grant 3-30-0035-013-2013
- County Mill Levy Correction from Schools, Bloomfield School District, corrected FP9 for 0 mills
- MT DEQ notice of Administrative Order on Consent, notice that they received the revised compliance schedule for West Glendive Wastewater Treatment Facility wastewater treatment system. The plan fulfills the requirement listed in paragraph 51 of the consent order and the department approves the plans and specifications for the project. Dates are enforceable deadlines, Completed construction of improvements by January 31, 2017 and final compliance by December 31, 2018.
- MT DNRC-Notice of Silver jackets meeting to be held in Glendive December 8, 2016, place to be determined. They will take input regarding flood plain issues and local levee.

Public Comment: None

The meeting adjourned at 6:10 p.m.

DATED this 15th day of November, 2016.

Douglas A. Buxbaum, Chairman

Gary Kartevold, Member

Adam J. Gartner, Member

ATTEST: _____
Shirley A. Kreiman, Clerk & Recorders