

**Anaconda-Deer Lodge County
Commission Meeting
6:00 p.m. November 3, 2015
Courthouse Courtroom**

Present: Commission Chair Hart, Commissioner Mulvey, Commissioner Lux-Burt, Commission Vice-Chair Vermeire, Commissioner Smith, CEO Ternes Daniels, and County Attorney Krakowka.

Others Present: Julie Hoffman, Clerk of the Commission

Commission Chair Hart called the meeting to order at 6:00 p.m. and the Pledge of Allegiance was recited.

Commission Chair Hart explained the Commission Rules of Procedure.

APPROVAL OF MINUTES FROM THE COMMISSION MEETING OF OCTOBER 20, 2015 AND THE COMMISSION WORK SESSION OF OCTOBER 27, 2015.

Commissioner Mulvey moved to approve the minutes from the Commission Meeting of October 20, 2015 and the Commission Work Session of October 27, 2015; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

APPROVAL OF CLAIMS

Commissioner Vermeire moved to authorize payment of claims numbered 120877 through 120945 in the amount of \$189,351.69; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

REPORTS OF BOARDS, OFFICIALS, COMMITTEES

Old Works Golf Course Budget Presentation

Ryan Stemsrud, General Manager presented the Commission with an overview of the golf course's budget for 2016. He informed the Commission the golf course expects to begin 2016 with approximately \$80,000. The golf course will also receive the second half of the \$450,000 loan from ARCO (\$225,000) in February. These figures do not include the \$100,000 contingency fund which is fully funded. Capital items budgeted for 2016 include banquet tables and chairs, an additional point of sale system for the grille and a new fairway mower.

Mr. Stemsrud reported a decrease in rounds played in 2015, most likely due to the cool, wet weather in July and the active fire season in August. In addition, negative press regarding the perception that the golf course was closing and/or having financial difficulty likely contributed to this as well. However, Old Works was able to increase its dollars per round by nearly \$6.00, which negated most of the revenue deficit from the decreased rounds.

Total revenues are forecasted to increase by \$139,903 for 2016. He reported the dynamic pricing model was successful in 2015 in times of high demand. New for 2016, the green fee will increase in April and October to the May/September price. The golf course did not budget for any holiday parties for 2016 because historically, they do not generate a return.

Daily green rates will remain similar for 2016. The golf course will continue to utilize dynamic pricing and the annual pass program, which includes the adoption of two new passes – a Copper Value Pass and a Platinum Pass. Further, per the agreement with ARCO, a third party consultant recommended the golf course raise fees to \$125 per round and increase pass prices by \$150. At this time, Mr. Stemsrud feels the golf course needs more infrastructure improvements to command that green fee rate.

Mr. Stemsrud expects total operating expenses to increase 3.8% in 2016. Merit raises for full-time staff, a 4.2% increase to the maintenance budget, and the purchase of range balls and golf cart repairs are a few of the key reasons for the increase.

In terms of profit, the Gross Operating Profit (GOP) is budgeted at \$165,677 for 2016. The forecasted GOP for 2015 is \$82,273. The Old Works Golf Course Authority Board meets on Wednesday, November 4th to review the budget. Mr. Stemsrud acknowledges this is not an easy budget but believes the golf course can make it happen.

CEO Ternes Daniels asked for clarification regarding the consultant's recommendation regarding the green fees. Mr. Stemsrud noted the golf course will maintain its static pricing in-season. However, rates in April and October will increase by \$10. CEO Ternes Daniels asked Mr. Stemsrud if the GOP is a reasonable prediction. Mr. Stemsrud agreed it is lofty. However, he believes it is attainable if the negative press subsides and if we experience a mild winter.

CEO Ternes Daniels went on to inform the Commission that Mr. Stemsrud will be leaving Old Works and Anaconda. She informed Mr. Stemsrud he has done an outstanding job, especially during this tumultuous time. She wished him the very best.

CEO Ternes Daniels commented that she had the opportunity over the summer to experience firsthand the impact the golf course has on the community. She worked at the motel and saw people come to town from all over the country and other parts of the world.

Commissioner Lux-Burt informed Mr. Stemsrud is an outstanding asset to the community and thanked him for all he has done.

Carl Nyman informed the Commission the golf course has been in operation for 19 seasons and has had only three managers. He stated Mr. Stemsrud has managed the course during a time when it has been difficult to secure funding and fundamental changes have been brought forward to the Authority Board and the community. In the three years he has managed the golf course, he has stabilized and set the stage for the golf course to move forward in a direction that is best not only for the course, but for the community as well.

Commission Chair Hart thanked Mr. Stemsrud personally and on behalf of the Commission for his dedication and hard work.

Commissioners

Commissioner Vermeire attended the Airport Board meeting, however there was no quorum. In addition, he attended the Head Start Policy Council Meeting and a Superfund Committee meeting.

Commissioner Lux-Burt attended a Superfund Committee meeting and two West Valley Sewer construction meetings.

Commissioner Mulvey attended the Western Montana Mental Health Board meeting.

CEO Ternes Daniels has been attending to the day-to-day business of the County. She also attended the Superfund Committee meeting.

County Attorney Krakowka volunteered to sell books for PTA at Dwyer Elementary. In addition, he met with Matt Buerkle and they looked at a building that Anaconda Community Intervention (ACI) may rent in order to increase its programs and services.

PUBLIC HEARING

Ordinance No. 244, an Ordinance Amending the Existing Cemetery Board Ordinance

CEO Ternes Daniels informed the Commission the ordinance is being amended in order to change meeting frequency from monthly to quarterly and correct the levy district information contained in the ordinance.

Commission Chair Hart opened the public hearing at 6:36 p.m. After three calls for public comment and no public comment, Commission Chair Hart closed the public hearing at 6:37 p.m.

UNFINISHED BUSINESS

Agreement between Anaconda-Deer Lodge County and Affordable SCADA to Monitor the Health and Security of the SCADA Network and HMI Application for the Flow Meters at the Wastewater HIP Facility

Ed Janney with DOWL informed the Commission that Affordable SCADA is the company that built the interface for the flow meters. It tracks five pieces of equipment by sending a signal via cell phone to the treatment plant. The equipment must be monitored daily throughout the year to verify the wastewater is discharging to ground water or irrigation at approved rates set by DEQ. It alleviates the need for Kurt Wyant or other operators to go out to the treatment plant and take daily, handwritten readings.

Commissioner Vermeire moved to approve the Agreement between Anaconda-Deer Lodge County and Affordable SCADA to Monitor the Health and Security of the SCADA Network and HMI Application for the Flow Meters at the Wastewater HIP Facility; seconded by Commissioner Mulvey.

Motion carried unanimously.

Anaconda-Deer Lodge County Head Start Non-Competing Continuation Grant Application for Grant Period February 1, 2016 through January 31, 2017

Gail Mickey provided a great overview of the grant last week and CEO Ternes Daniels is glad to see the funding back on track for the next five years.

Commissioner Vermeire moved to approve the Anaconda-Deer Lodge County Head Start Non-Competing Continuation Grant Application for Grant Period February 1, 2016 through January 31, 2017; seconded by Commissioner Mulvey.

Motion carried unanimously.

Establishment of a Committee to Review the Policy for Sewer Fee Removal Requests

CEO Ternes Daniels discussed the committee with Planning Director, Doug Clark. CEO Ternes Daniels recommends the committee include herself; Planning Director, Doug Clark; Treasurer, Eric Hoiland; Ed Janney with DOWL; and two commissioners.

Commissioner Mulvey moved to establish a committee to review the policy for sewer fee removal requests; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

Resolution No. 15-28, a Resolution to Begin the Tax Deed Process

Commissioner Lux-Burt moved to approve Resolution No. 15-28; seconded by Commissioner Vermeire.

Motion carried unanimously.

Resolution No. 15-29, a Resolution to Apply and Issue Tax Deeds on Tax Deed Eligible Properties for 2015 and Properties Eligible for Tax Deed but not taken by Anaconda-Deer Lodge County for Tax Year 2011

Commissioner Lux-Burt asked for confirmation regarding the vacant properties. Eric Hoiland, Treasurer, informed the Commission the following properties are vacant:

- 811 W. 5th
- 519 E. Park
- 517 E. Park
- 521 E. Park (vacant lot)

Commissioner Lux-Burt moved to approve Resolution No. 15-29; seconded by Commissioner Mulvey.

Motion carried unanimously.

Resolution No. 15-30, a Resolution to Determine the Minimum Sale Prices for Tax Deed Auction Properties Sold at a Tax Deed Land Sale in Anaconda-Deer Lodge County

Commission Chair Hart asked Eric Hoiland if the recommendation is to sell the properties at 30% of the assessed value.

Eric Hoiland provided the Commission with an updated attachment showing the recommended minimum.

CEO Ternes Daniels informed the Commission the lien on the property at 521 E. Park existed with the TIFID.

County Attorney Krakowka noted that the TIFID does not exist anymore and asked what fund the \$10,000 will go back into. CEO Ternes Daniels stated it will go into the General Fund.

Commissioner Mulvey moved to approve Resolution No. 15-30, a Resolution to Determine the Minimum Sale Prices for Tax Deed Auction Properties Sold at a Tax Deed Land Sale in Anaconda-Deer Lodge County; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

Appointment of a Member to the Anaconda-Deer Lodge County Police Commission

County Attorney Krakowka reported concerns regarding Mr. Watkins conduct. He informed the Commission that Mr. Watkins has a case pending in Justice Court.

Commissioner Vermeire moved to appoint Jack Moreni to the Police Commission to fill the remainder of Phil Hessler's term through August 4, 2016; seconded by Commissioner Mulvey.

Motion carried unanimously.

Appointment/Reappointment of Two Members to the Anaconda-Deer Lodge County Board of Adjustments

Commissioner Lux-Burt is glad to see Ms. Gutcheck and Ms. Biggs being reappointed to the Board of Adjustments.

CEO Ternes Daniels served on this Board at one time and is familiar with its challenges. She hopes both members continue to serve.

Commissioner Lux-Burt moved to reappoint Joyce Gutcheck and Lorraine Biggs to the Anaconda-Deer Lodge County Board of Adjustments for a two-year term; seconded by Commissioner Vermeire.

Motion carried unanimously.

Appointment/Reappointment of a Member to the Tri-County Fair Board

CEO Ternes Daniels informed the Commission that Ms. Pasha has been a lifelong 4H member and leader, as well as a Tri-County Fair Participant. She has served on the Fair Board for some time.

Commissioner Vermeire moved to reappoint Carolyn Pasha to the Tri-County Fair Board for a two-year term; seconded by Commissioner Lux-Burt.

Motion passed unanimously.

Appointment/Reappointment of Two Members to the Anaconda-Deer Lodge County Historic Resources Board

Commissioner Mulvey moved to reappoint Ken Schmidt and Betsy Pahut to the Anaconda-Deer Lodge County Historic Resources Board; seconded by Commissioner Vermeire.

Motion passed unanimously.

Appointment/Reappointment of a Member to the Old Works Golf Course Authority Board

Commission Chair Hart believes Mr. Flynn has served this board well and it would be good to reappoint him. Both CEO Ternes Daniels and County Attorney Krakowka concurred with Chairman Hart's statement.

Commissioner Lux-Burt moved to reappoint Tim Flynn to the Old Works Golf Course Authority Board for a five-year term; seconded by Commissioner Vermeire.

Motion carried unanimously.

Appointment/Reappointment of a Member to the Anaconda-Deer Lodge County Planning Board

Commissioner Lux-Burt informed the Commission she was told that Ms. Smith's absences were the result of a family member's illness.

Commission Chair Hart believes Ms. Smith is a very concerned person and does well on the Board. CEO Ternes Daniels agreed with Chairman Hart.

Commissioner Lux-Burt does not know Mr. Otto but believes he would be an asset to any of the County Boards. Commission Chair Hart agreed and noted he has some good accreditations.

Commissioner Mulvey moved to reappoint Annette Smith to the Anaconda-Deer Lodge County Planning Board for a two-year term; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

Appointment/Reappointment of a Member to the Opportunity Mosquito Control Board

CEO Ternes Daniels informed the Commission that Mr. Reisenauer has been on this board since its inception.

Commissioner Smith moved to reappoint Pete Reisenauer to the Opportunity Mosquito Control Board for a three-year term; seconded by Commissioner Mulvey.

Motion carried unanimously.

Proclamation for the 2015 Marine Corps Birthday

Commission Chair Hart read the Proclamation for the 2015 Marine Corps Birthday.

Commissioner Lux-Burt, Commission Chair Hart and CEO Ternes Daniels were in agreement that this proclamation not only honors the Marines, but all those who serve/served in the military.

Commissioner Lux-Burt moved to proclaim November 10, 2015 as the 2015 Marine Corps Birthday; seconded by Commissioner Vermeire.

Motion carried unanimously.

Special Event Permit for the Chamber of Commerce's Tree Lighting Ceremony

CEO Ternes Daniels reminded everyone this is a great tradition for Anaconda. Commission Chair Hart will be speaking at the event as CEO Ternes Daniels will be out of town.

Commissioner Mulvey moved to approve the Special Event Permit for the Chamber of Commerce's Tree Lighting Ceremony to be held on November 27, 2015; seconded by Commissioner Lux-Burt.

Motion carried unanimously.

Proclamation for 2015 Red Ribbon Week in Anaconda-Deer Lodge County

The Proclamation was read at last week's Work Session by Commission Chair Hart.

Commissioner Smith moved to approve the Proclamation for the 2015 Red Ribbon Week in Anaconda-Deer Lodge County; seconded by Commissioner Mulvey.

Motion carried unanimously.

Montana Department of Natural Resources and Conservation (DNRC) 2016 Urban Forestry Grant Application

Commissioner Lux-Burt moved to approve the Montana Department of Natural Resources and Conservation (DNRC) 2016 Urban Forestry Grant Application; seconded by Commissioner Vermeire.

Motion carried unanimously.

NEW BUSINESS

Award of Bid for the Copper Sands Road Path Project

CEO Ternes Daniels concurs with Stahly Engineering's recommendation to award the bid to H&H Contracting. Due to winter conditions setting in, the project will mostly likely begin in the spring.

Commissioner Lux-Burt moved to award the bid for the Copper Springs Road Path Project to H&H Contracting in the amount of \$31,938.00; seconded by Commissioner Mulvey.

Motion carried unanimously.

Agreement between Anaconda-Deer Lodge County and Property Owners for the Loan of Money for Construction of Driveway Approaches in the 1800 Block of Haggin Street

CEO Ternes Daniels informed the Commission that four residents on Haggin Street had asphalt ramps to allow access to their driveways. When the street was re-paved the ramps were removed. It was determined that sloping driveway entrances will be installed to replace the ramps. The purpose of this agreement is to assist impacted property owners with the cost. With winter coming, the project would not be completed until spring. However, temporary ramps will be installed in the interim.

Rose Nyman – Ms. Nyman agreed that under the law this item is considered new business. However, she did not remember it being discussed. She asked what county fund the money for these loans is coming from. CEO Ternes Daniels informed Ms. Nyman the money is being set aside from the Mill Creek TIFID. Each driveway will cost approximately \$1,282.00. CEO Ternes Daniels pointed out that this item was on the agenda that went out on Friday afternoon and the information was in the packet which was delivered to the library on Friday afternoon as well. She stated County Attorney Krakowka worked very hard on the agreement and the County certainly did meet open meeting laws regarding this item. Ms. Nyman stated she disagreed and stated a lot of people do not know where to look for things.

Commissioner Smith moved to approve the Agreement between Anaconda-Deer Lodge County and Property Owners for the Loan of Money for Construction of Driveway Approaches in the 1800 Block of Haggin Street; seconded by Commissioner Mulvey.

Motion carried unanimously.

CEO Ternes Daniels

CEO Ternes Daniels informed the Commission the County received PILT funds in the amount of \$424,939, which is an increase over last year's amount of \$391,006.

CEO Ternes Daniels read portions of a letter received from Dr. Frank Raiser, Chair of the Trauma Committee at St. James Healthcare in Butte. The letter provided an update of the female who was critically injured in a head-on crash on I-90. Dr. Raiser praised the efforts of Anaconda Ambulance as well as two other ambulance crews, noting that their efforts at the scene contributed to her survival.

MISCELLANEOUS

No miscellaneous.

PUBLIC COMMENT

No public comment.

ADLC PUBLIC MEETING DATES

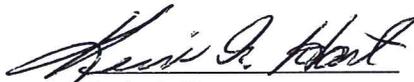
Commission Chair Hart announced upcoming ADLC public meeting dates.

ADJOURNMENT

Commissioner Lux-Burt made a motion to adjourn the meeting. The meeting adjourned at 7:25 p.m.



Julie Hoffman
Clerk of the Commission



Kevin A. Hart
Commission Chair