

**Anaconda-Deer Lodge County**  
**Commission Work Session**  
**6:00 p.m. Tuesday, October 27, 2015**  
**Courthouse Courtroom**

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

Excused: Commissioner Smith

Others Present: Julie Hoffman, Clerk of Commission and Kathie Miller, Anaconda Leader

Commission Chair Hart called the meeting to order at 6:00 p.m. and explained the Commission Rules of Procedure.

**Discussion – Anaconda-Deer Lodge County 2015 Capital Improvements Plan and Request to Hold a Public Hearing**

Alden Beard with BETA informed the Commission the Anaconda-Deer Lodge County 2015 Capital Improvements Plan (CIP) Draft was a cooperative effort between the CEOs Office, the Planning Department, the Planning Secretary, Department Heads, and consultants.

Mr. Beard informed the Commission and the public the first CIP was prepared in 2002. A key part of updating the CIP includes public input. The 2015 CIP includes narratives from each department which will be available electronically prior to budget meetings in order to facilitate that process. In addition, he noted that CIPs are becoming a quasi-requirement of MT Department of Commerce (MDOC) grant programs, and MDOC has published guidance on how to prepare a CIP.

Mr. Beard noted that Anaconda-Deer Lodge County has been very active in its planning efforts and cited the Downtown Master Plan, the Headwaters RC&D Comprehensive Economic Development Strategy, ADLC Growth Policy, and the Development Permit System Update as examples. In addition, recurring public priorities include: road reconstruction/maintenance; infrastructure to support economic development; historic preservation (courthouse & street lighting); water and sewer improvements; and parks and open space.

Twenty-Five (25) Department Heads met with Mr. Beard over the span of a few months. The Draft CIP includes a description of each department's structure and budget in Chapter V; each department's 5-year needs in Chapter VI and Appendix A; and Chapter VII contains information regarding implementing, budgeting for, and financing of the CIP.

The top three improvements from different departments will require over \$1.8 million from the General Fund, which excludes separate or Enterprise funds. Additionally, the Urban Pavement Inventory provided by the Road Foreman, shows approximately \$7.4 million in street needs, and this does not include rural street needs. The full roads inventory is located in Appendix B.

Commission Chair Hart believes the CIP will be a useful tool for the County to use going forward.

Commission Chair Hart encouraged the public to read the CIP, which is available online at [www.adlc.us](http://www.adlc.us). Hardcopies are available at the library and in the CEO's office at the Courthouse. A public hearing will be held on Tuesday, November 17<sup>th</sup> and a Special Meeting will be held immediately following the November 24<sup>th</sup> Work Session in order to approve the 2015 Anaconda-Deer Lodge County Capital Improvements Plan.

**Discussion – 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 informed the Commission this agreement pertains to the flow meters at the Wastewater HIP Facility. The flow meters are necessary to record daily monitoring to ensure the wastewater is being discharged in accordance with the DEQ permit. The agreement is \$2700 per year to provide services to monitor the five points and provide software updates.

CEO Ternes Daniels explained this is part of the improvements the County made and continues to make to the Wastewater Treatment Plant, and it is necessary to monitor this aspect of it. She encouraged the Commission to move forward with the agreement.

Item placed on the agenda.

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

Gail Mickey, Head Start Director, informed the Commission this is not a competing grant. She noted the format of this grant is different because it will be submitted electronically. This grant outlines the goals of ADLC Head Start for the next four years and gives a breakdown of its activities over the last nine months. Ms. Mickey informed the Commission that Head Start employees did receive a 2% salary increase. Ms. Mickey also informed the Commission that for the first time in 31 years, ADLC Head Start is under-enrolled, most likely because the state is rolling out pilot pre-school programs. With the reauthorization of Head Start, the program will be doing a 180 day, 6-hour per day program.

Ms. Mickey informed the Commission the two mini-buses are not in use, as they are being repaired at Dee Motors. The new bus should arrive by mid-January.

CEO Ternes Daniels thanked Ms. Mickey for her hard work and noted Head Start has faced many challenges and changes over the years.

Item placed on the agenda.

**Discussion – Establishing a Committee to Review the Policy for Sewer Fee Removal Requests**

CEO Ternes Daniels suggested the committee consist of two commissioners and staff. She informed the Commission that Julie Hoffman received an email from a citizen requesting to serve on the committee. However, her thoughts are the committee should consist of herself, two commissioners, and planning staff.

Commissioner Lux-Burt requested that the Code Enforcement Officer be included.

Commission Chair Hart wants to ensure that the key individuals have the necessary information and knowledge to draft a policy.

CEO Ternes Daniels asked for clarification as to what the Commission would like before them at next week's meeting. Commission Chair Hart would like a list of individuals along with the expertise they will bring to the committee available for next week's meeting

Item placed on the agenda.

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

Eric Hoiland, Treasurer, explained that this resolution starts the tax deed process and includes the list of county properties associated with it.

Rose Nyman – Ms. Nyman noted that three lots are back on the list. She inquired into the status of the lien the county has on one of the properties and noted that taxpayers paid for the demolition of the property.

Item placed on the Agenda.

**Discussion – 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**

Mr. Hoiland informed the Commission the intent of this resolution is to apply and issue tax deeds, and provide proof of publication and service. Attachment A lists the properties that are eligible for deed. Attachment B lists properties that have issues. Mr. Hoiland does not recommend taking the deed on these properties.

Item placed on the Agenda.

**Discussion – 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**

Mr. Hoiland informed the Commission that after the tax deeds are issued, the County can move forward with a public auction. Mr. Hoiland would like to hold the auction on December 12, 2015. Minimum cost would be set at 30% of the Department of Revenue's assessed value per state law.

Commissioner Lux-Burt asked if anyone is living in any of the properties. Mr. Hoiland stated the properties on Park and E. 5<sup>th</sup> are currently occupied. However, he will verify this prior to next week's meeting.

CEO Ternes Daniels responded to Ms. Nyman's inquiry regarding the lien and stated the lien was with the TIFID Board, which is no longer in existence. However, it will need to be clarified and sorted out.

Item placed on the agenda.

**Discussion – Appointment of a Member to the Anaconda-Deer Lodge County Police Commission (one vacancy to fill the remainder of Phil Hessler’s Term through August 4, 2016 – Oswald Watkins and Jack Moreni have submitted letters of interest)**

Item placed on the agenda.

**Discussion – Appointment/Reappointment of Two Members to the Anaconda-Deer Lodge County Board of Adjustments (two vacancies; 2-year terms – Joyce Gutcheck and Lorraine Biggs have requested reappointment)**

CEO Ternes Daniels informed the Commission both individuals have served on this Board for some time and noted the Board of Adjustments can be challenging at times.

Commission Chair Hart noted that both Ms. Gutcheck’s and Ms. Biggs’ service is commendable.

Item placed on the agenda.

**Discussion – Appointment/Reappointment of a Member to the Tri-County Fair Board (one vacancy; 2-year term – Carolyn Pasha has requested reappointment)**

CEO Ternes Daniels recognized Ms. Pasha’s years of active service on the Board.

Commissioner Lux-Burt is glad to see Ms. Pasha requesting reappointment again.

Item placed on the agenda.

**Discussion – Appointment/Reappointment of Two Members to the Anaconda-Deer Lodge County Historic Resources Board (two vacancies; 2-year terms – Ken Schmidt and Betsy Pahut have requested reappointment)**

CEO Ternes Daniels noted both Mr. Schmidt and Ms. Pahut have served on this Board for some time.

Item placed on the agenda.

**Discussion – Appointment/Reappointment of a Member to the Old Works Golf Course Authority Board (one vacancy; 5-year term – Tim Flynn has requested reappointment)**

CEO Ternes Daniels informed the Commission that Mr. Flynn left a message hoping to be at tonight’s meeting. In addition, he emailed Ms. Hoffman requesting reappointment to the Board.

County Attorney Krakowka believes Mr. Flynn does an excellent job and seems eager to remain on the Board.

Commissioner Lux-Burt informed the Commission that Mr. Flynn is an advocate for the golf course.

Item placed on the agenda.

**Discussion – Appointment/Reappointment of a Member to the Anaconda-Deer Lodge County Planning Board (one vacancy; 2-year term – Annette Smith has requested reappointment and Chuck Otto has requested appointment)**

CEO Ternes Daniels informed the Commission that Annette Smith has requested reappointment and Chuck Otto submitted a letter on Monday requesting appointment.

Commissioner Lux-Burt had heard at one time that Ms. Smith’s attendance at meetings was a concern and suggested following up with Doug Clark about this.

Item placed on the agenda.

**Discussion Appointment/Reappointment of a Member to the Opportunity Mosquito Control Board (one vacancy; 3-year term – Pete Reisenauer has requested reappointment)**

Item placed on the agenda.

**Discussion – Proclamation for the 2015 Marine Corps Birthday – November 10, 2015**

CEO Ternes Daniels noted this is a worthwhile proclamation and requested it be read at next week’s meeting.

Item placed on the agenda.

**Discussion – Special Event Permit for the Chamber of Commerce’s Tree Lighting Cemetery to be held November 27, 2015**

CEO Ternes Daniels informed the Commission the Chamber requested either she or a Commissioner speak at this event.

Commissioner Lux-Burt looks forward to this event every year as it is a fun time for the community and a good start to the holiday season.

Item placed on the agenda.

**MISCELLANEOUS**

**Commission Chair Hart**

Commission Chair Hart informed the Commission the sidewalk at the end of 4<sup>th</sup> Street is complete and consists of pavement on each side of the railroad tracks. He thanked CEO Ternes Daniels, Carl Nyman and John Andrews Concrete.

He went on to announce the passing of Ed McCarthy and Al Green.

## **CEO Ternes Daniels**

### **Red Ribbon Week Proclamation**

CEO Ternes Daniels respectfully requested Commission Chair Hart read the Red Ribbon Week Proclamation. Commission Chair Hart requested the item be placed on next week's agenda. Commission Chair Hart read the proclamation.

Item placed on the agenda.

### **Montana DNRC Urban Forestry Grant**

CEO Ternes Daniels informed the Commission the Arbor Day Grant was not awarded to ADLC. Lydia Janosko approached her regarding submission of a Montana DNRC Urban Forestry Grant. The grant is due this week and is in the amount of \$10,000. Matching funds in the amount of \$3,500 are a requirement of the grant.

Item placed on the agenda.

### **Old Works Golf Course Financial Report**

CEO Ternes Daniels informed the Commission that Ryan Stemsrud, Manager of the Old Works Golf Course, is leaving. Mr. Stemsrud was going to present the golf course budget at the November 10<sup>th</sup> Work Session. However, CEO Ternes Daniels respectfully requested Mr. Stemsrud be able to present the budget at the November 3<sup>rd</sup> Commission Meeting under *Reports of Boards, Officials and Committees*.

Item placed on the agenda.

### **Excavator**

CEO Ternes Daniels informed the Commission that one of the County's excavators was vandalized by gunfire in Mill Creek. Although it did not go through the engine block, windows were shot out and there was some other damage. CEO Ternes Daniels would like the Leader to do an article about the incident and perhaps ADLC could offer a reward for information regarding the destruction.

Commission Chair Hart suggested the County Attorney's Office could assist and offer it to an individual who provides information which leads to the arrest and prosecution of those responsible for the vandalism.

CEO Ternes Daniels suggested a reward of \$500.

## **County Attorney Krakowka**

In keeping with Red Ribbon Week, County Attorney Krakowka requested that the community, Commissioners, and parents take the time to talk to kids about drugs and alcohol. He challenged everyone to give it a run.

**PUBLIC COMMENT**

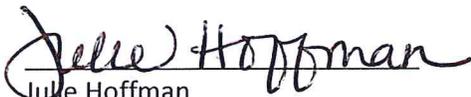
Carl Nyman, 19 Apple Rose Drive E: Mr. Nyman thanked the Commission for the work they put forth to get the sidewalk complete on 4<sup>th</sup> Street. He commented that the Commission sees all of the things that need to be done in the community. He noted that one of the great things about being involved in local government in a positive way is to build things up, be active and patient. He stated it can be distressing to focus on things nationally because it tends to be negative. Locally, however, things are positive especially when people get involved to make something happen. It has been remarkable and an honor for him to be part of this and participate in the community. He believes each of the Commissioners is phenomenal and has the best interests of the community at heart.

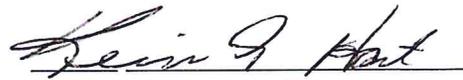
**ADLC Public Meeting Dates**

Commission Chair Hart read the ADLC Public Meeting Dates.

**Adjournment**

The meeting adjourned at 7:21 p.m.

  
Julie Hoffman  
Clerk of the Commission

  
Kevin A. Hart  
Commission Chair