

Anaconda-Deer Lodge County
Commission Work Session
6:00 p.m. Tuesday, December 22, 2015
Courthouse Courtroom

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

Others Present: Julie K. Pooley, Clerk of the Commission

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

Discussion – Resolution No. 16-01, a Resolution Establishing Anaconda-Deer Lodge County Commission Meeting Dates for Calendar Year 2016

CEO Ternes Daniels informed the Commission this resolution is required to establish Commission meeting dates each year.

Item placed on the agenda.

Discussion – Appointment of Chairman and Vice-Chairman for the Anaconda-Deer Lodge County Board of Commission for Calendar Year 2016

Commission Vice-Chair Vermeire asked Commission Chair Hart if he would like to continue as Commission Chair in 2016. Commission Chair Hart agreed and asked Commissioner Vermeire if he would like to continue as Vice-Chair. Commissioner Vermeire agreed.

Item placed on the agenda.

Discussion – Appointment of Commission Representatives to the Anaconda-Deer Lodge County Boards and Committees

Commissioner Lux-Burt asked if a fellow Commissioner would be interested in serving on the Health Board. Commissioner Vermeire agreed to serve on the Health Board if Commissioner Lux-Burt would be willing to serve on the Head Start Policy Council. Commissioner Lux-Burt agreed to do so. No further changes were made.

Item placed on the agenda.

Discussion – CDBG Public Facilities West Valley Sewer Extension Project – Project Management Plan (Including Budget and Implementation Schedule)

CEO Ternes Daniels informed the Commission approximately fourteen documents need to be finalized in order for the CDBG contract to be finalized. CDBG approved the Project Management Plan. The Project Management Plan outlines the administrative structure, identifies key individuals, delineates responsibilities, and specifies the financial management of the grant. CEO Ternes Daniels noted some minor changes to the first paragraph to accurately reflect the structure of ADLC's government.

Item placed on the agenda.

Discussion – CDBG Public Facilities West Valley Sewer Extension Project – Authorization to Advertise the Request for Qualifications for Utility Contractor Services

CEO Ternes Daniels informed the Commission the purpose of this RFQ is to create a pool of qualified contractors to assist low to moderate income homeowners in the West Valley construct connections to the new sewer. Even if homeowners want to install the connection themselves, a licensed contractor needs to be involved in the process.

Item placed on the agenda.

Discussion – Contract between Anaconda-Deer Lodge County and Montana Department of Commerce for Community Development Block Grant (CDBG) Contract #MT-CDBG-ED-1405 (TIG Welding Lab Project)

CEO Ternes Daniels informed the Commission this is the contract the Department of Commerce has sent the County for the TIG Welding Lab at Job Corps. This project is in conjunction with Highlands College. The amount of the award is \$225,000, which Jim Davison worked very hard to procure.

Item placed on the agenda.

Discussion – CDBG Economic Development TIG Welding Lab Project – Invitation to Bid for a Portable Construction Trailer for the TIG Welding Lab

This is the first of three invitations to bid for the TIG Welding Lab Project. CEO Ternes Daniels informed the Commission the first bid is for the portable trailer for the TIG Welding Lab.

Commissioner Lux-Burt believes this project is a great opportunity for the young people at Job Corps to learn new skills and noted jobs could be waiting for them once they complete the training.

Item placed on the agenda.

Discussion – CDBG Economic Development TIG Welding Lab Project – Invitation to Bid for Welding Equipment and Supplies

CEO Ternes Daniels informed the Commission she will double check the numbers for the supplies prior to the January 5th Business Meeting.

Item placed on the agenda.

Discussion – CDBG Economic Development TIG Welding Lab Project – Invitation to Bid for Electrical Services for the TIG Welding Lab

CEO Ternes Daniels informed the Commission she will meet with Jim Davison to clarify the qualifications regarding licensing requirements for the electrician.

Item placed on the agenda.

Discussion – Authorization to Call for Bids to Furnish a 16 Metric-Ton Class Excavator for the Anaconda-Deer Lodge County Road Department

Wayne Wendt, Road Foreman, informed the Commission the purchase of a new excavator was discussed during the budget hearings. This excavator will replace the one which was vandalized/shot up. The Road Department got it up and running today. However, it is not worth much for trade value, so the County will keep it as a back-up.

CEO Ternes Daniels reminded the Commission this was on the top of the list for the Road Department during the budget hearings. The excavator is a very important and necessary piece of equipment in order for the County to undertake major projects.

Item placed on the agenda.

Discussion – Major Development Permit (MDP) 15-06, a Request by the Pintler Vista Homeowner’s Association to Allow for Extension of Existing Docks at Georgetown Lake

Doug Clark, Planning Director, informed the Commission that the Pintler Vista Homeowner’s Association is requesting permission to extend their existing boat docks in order to provide additional boat slips for members who do not currently have a slip. The request will not establish a new use but will expand existing use. The current slips allow for 24 boats. The extension will increase capacity to 32 slips. The Planning Board held a public hearing at its December 14, 2015 meeting. At the conclusion of the meeting, the Planning Board recommended approval of MDP 15-06 with the following four (4) conditions:

1. The PHVOA shall continue to maintain dust control and weed abatement so that the site does not create a significant impact on adjacent properties and the surrounding neighborhood.
2. The PHVOA shall provide the Planning Department with a parking plan, pertaining to Common Area B that will provide adequate parking and circulation management on the site. An “adequate” parking and circulation plan may be achieved through a combination of a site plan reflecting designated parking spaces and rules or policies that ensure the following:
 - a. That primary circulation routes remain clear for ingress/egress and turnaround of all vehicles visiting the site, including public safety.
 - b. No vehicles visiting the site are rendered incapable of ingress/egress and turnaround due to being blocked by other parked vehicles.
 - c. The road and parking surfaces are improved and maintained, as necessary, to ensure that ingress and egress and turnaround are not impeded or constrained due to inadequate and/or poorly maintained parking and circulation surfaces
 - d. That parking and circulation surfaces are improved and/or maintained to ensure that vehicles do not unnecessarily disturb vegetated areas or create unmitigated erosion and storm water runoff impacts into Georgetown Lake as a direct result of over-usage or improper usage of the site by vehicles.
3. The PVHOA shall be compliant with applicable portions of Appendix B, Part I, specifically, I.1-5, 8, 13, 15.
4. The PHVOA shall provide and maintain with the County an updated copy of all standards, policies and rules that have been adopted by the HOA regarding the usage of Common Area B.

Item placed on the agenda.

Discussion – Task Order No. 16-07-4-31-112-0, DPHHS Immunization Program Grant

CEO Ternes Daniels informed the Commission the scope of service is the same as last year. The grant is in the amount of \$6,049.00.

Item placed on the agenda.

Discussion – Proclamation for the 2016 United Way of Butte and Anaconda Fundraising Campaign Kick-Off

CEO Ternes Daniels informed the Commission the Proclamation kicks off United Way's campaign for Anaconda and Butte. It raises funds for those in need. Julie Pooley, Clerk of Commission, will clarify the kick off date for the Proclamation prior to the January 5th Business Meeting.

Item placed on the agenda.

Discussion – Appointment of a Member to the Anaconda-Deer Lodge County Parks and Recreation Board to Fill the Remainder of Blake Hempstead's Term through April 1, 2018

CEO Ternes Daniels informed the Commission two very good candidates are seeking appointment. Michael Marker, ADLC Weed Coordinator, has a young family and is very interested in what is going on. Aimee Mitchell is an Anaconda native who moved away and then moved back. She is a sports-minded individual with a young family.

Commissioner Lux-Burt commented that although she does not know Ms. Mitchell, it would be nice to have more individuals from the public involved.

Item placed on the agenda.

Discussion – Appointment of a Member to the Tri-County Fair Board to Fill the Remainder of Will Pauley's Term through January 7, 2017

CEO Ternes Daniels informed the Commission Ms. Young has experience with 4H and has been involved with the Fair, volunteering in the small animal barn.

Item placed on the agenda.

Discussion – Resignation of Keith Lopez, LAC, from the DUI Task Force and Authorization to Advertise the Vacancy for a Licensed Addiction Counselor Representative to Fill the Remainder of Keith Lopez's Term

CEO Ternes Daniels informed the Commission that Keith Lopez has taken a position at Montana State Prison and will no longer be able to fulfill his duties on the DUI Task Force.

County Attorney Krakowka noted that Keith has been an excellent addition to the DUI Task Force and an excellent addition to the community working as an LAC.

Commissioner Mulvey remarked that Keith is excellent to work with and she is happy for him moving on to new endeavors.

Item placed on the agenda.

MISCELLANEOUS

Commission Chair Hart

Commission Chair Hart announced that Derek Bud who lives on Cable Road was highly appreciative of the Road Department's plowing efforts.

CEO Ternes Daniels

CEO Ternes Daniels announced that the County Christmas party is tomorrow from 1:00 to 3:00 on the 2nd floor.

CEO Ternes Daniels informed the Commission she has been getting complaints regarding the snow on Park and Commercial getting piled up to the curbs. Wayne Wendt, Road Foreman, explained the State cannot pile the snow in the center and leave it. He had a conversation with Cory Nugent from the DOT this afternoon who has also been receiving complaints through Helena. In the past the County has worked with the State to assist with plowing Park and Commercial. Mr. Nugent asked Wayne if the County could assist with snow removal over the next few weeks as it is difficult to keep up when it is continuously snowing. CEO Ternes Daniels was amenable to working something out with the State as it is important for downtown businesses and is a safety issue for pedestrians and older citizens.

Commission Chair Hart suggested placing an ad in the Leader regarding private citizens plowing snow into the middle of residential streets. As the County does not have an ordinance in place to enforce this practice, it is difficult to enforce this practice. Wayne Wendt noted there is a general state statute that does not allow for obstruction in roadways, but it may not be sufficient to solve this problem.

Commissioner Lux-Burt agreed with Commission Chair Hart regarding putting an ad in the Leader and quoting the MCA statute. CEO Ternes Daniels would like to do some research before placing anything in the Leader. Julie Pooley, Clerk of the Commission noted that the Leader does not publish again until Monday.

County Attorney Krakowka

County Attorney Krakowka would like to re-work the decay ordinance. He believes it is ineffective and that the ordinance actually gets in the way of providing consequences for those that violate it. Commissioner Vermeire and Commission Chair Hart agreed. Commission Chair Hart suggested establishing a committee to look at the ordinance. However, Doug Clark, Planning Director felt the Commission should give the County Attorney some leeway to come back with a draft. He believes the decay ordinance needs to have some "teeth" to it in order to deal with chronic abusers who know how to work the system and therefore, never clean up their property. Mr. Clark stressed the importance of drafting an ordinance that can be executed and enforced properly.

Commissioner Lux-Burt believes it is in the best interest of the County for Ben Krakowka to work on a draft and bring it before the Commission and the public. She requested the ordinance not be all complaint driven as it often pits neighbor against neighbor. County Attorney Krakowka agreed.

Doug Clark, Planning Director

Doug Clark informed the Commission that the Uelands are selling a portion of their agricultural land to another farmer. It does not have to go through a subdivision review because it will continue to be used as an agricultural parcel. A Declaration of Protective Covenants and Survey must be submitted to the County in order for the transaction to move forward.

Item placed on the agenda.

PUBLIC COMMENT

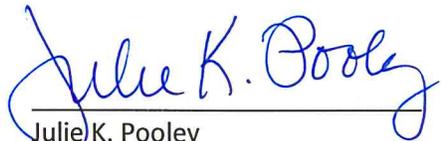
Mike Burt thanked the Commission for all of their hard work over the past year and noted it was nice to see smiles on everyone's faces this evening.

ADLC Public Meeting Dates

Commission Chair Hart read the ADLC Public Meeting Dates.

Adjournment

The meeting adjourned at 7:05 p.m.



Julie K. Pooley
Clerk of the Commission



Kevin A. Hart
Commission Chair