



PUBLIC MEETING

October 2, 2018
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, October 2, 2018, at 9:00 AM in Commission Chambers Room 330.

Roll Call

Chairman Andy Hunthausen called the meeting to order at 9 a.m.

Commissioner Jim McCormick and Commissioner Susan Good Geise were present. Others attending all or a portion of the meeting included Roger Baltz, Nancy Everson, Nicho Hash, Jacqueline Isaly, Peter Italiano, Sam Neil, Jeni Garcin, Michael Woodel, and Nadine McCarty, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

There were no consent action items.

Agreement Between Lewis and Clark County and Make and Break Construction and Demolition, LLC. (Nicho Hash)

Nicho Hash, Deputy County Attorney, presented the assignment and agreement with Make and Break Construction Demolition, LLC, an Idaho Limited Liability Company, to assign and transfer the default judgment obtained against Greg Hoskins d/b/a UBC Precast. The documents were prepared by the hired attorney out of Idaho. The attorney has seized some assets owned by UBC Precast. Part of the process is putting the assets through a sheriff's sale and then the County would recoup the money on the judgment. An issue is what happens to the assets if the County ends up owning the assets after the sale resulting in a larger cost to the County. The assignment transfers the County's judgment to Make and Brake Construction Demolition, LLC and the agreement addresses what the parties receive. It has been proposed that Make and Break Construction and Demolition will receive \$500 from the first \$10,000 regained and \$500 from the next \$10,000 regained, the County would receive the remainder of the unknown amount. The third party would be the ones to attempt to sell the assets should they bring a low dollar amount at the sheriff's sale.

Mr. Hash noted the County paid Mr. Hoskins \$50,000 upfront and he failed to deliver the product. Mr. Hoskins was sued in Lewis and Clark County for breach of contract, a default judgment was received as he never answered. This is a continuation of the process to recoup whatever monies possible. He added he would characterize the decision today as cutting the losses but trying to recognize additional expenses should the County continue going after this and ending up with heavy moving equipment.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Grant Award to Lewis and Clark Public Health from Substance Abuse and Mental Health Services Administration. (Jacqueline Isaly)

Jacqueline Isaly, Community Health Promotion Division Administrator presented the grant award from the Substance Abuse and Mental Health Services Administration in the amount of \$125,000. The grant period is September 30, 2018 through September 29, 2019. The funds will be used toward the salary of a Suicide Prevention Coordinator and suicide prevention activities.

The intent is to train 4,500 people in the county annually on suicide awareness training and mental health awareness training. Ms. Isaly added suicide is the 8th leading cause of death in the State of Montana with Montana ranked number one in the nation for suicide. The grant has the possibility of being a three year grant at \$125,000 annually. Staff recommends approval of the grant award.

Ms. Isaly gave an overview of the Man Therapy Campaign which is meant to decrease the stigma around mental health issues for men and noted suicide in men is the highest in the state. The County does not currently employ a suicide prevention coordinator. There is a Suicide Coalition made up of a number of people from different organizations and a lot is volunteer time. Ms. Isaly noted this grant will allow a new full-time position as a Suicide Prevention Coordinator with Lewis and Clark Public Health.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

Resolution 2018-80 2018-80 Providing for the Annual Tax Levy in mills for the Fiscal Year July 1, 2018 through June 30, 2019. (Re-record) (Nancy Everson)

Nancy Everson, Chief Financial Officer, presented the resolution to be re-recorded to replace the revised Attachment A. The mill levies had to be adopted on the first Thursday of September with the best information available with bond counsel and the underwriters. Bond issue for the remodel of the detention center was to add on a debt service payment due July 2019 to be levied this year with 1.94 mills added. After further discussion between bond counsel and the underwriters it was determined it would be easier over the term of the 15 years to wait a year and levy a full debt service payment. This resolution removes the 1.94 mil from the mill levy sheet.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Presentation of Petition for Fire District Annexation. (Sam Neil)

Sam Neill, Planner I, presented the petition to annex properties currently within the Lewis and Clark Fire Service Area into the Birdseye Rural Fire District, as authorized by MCA 7-33-2125. The petition was signed by owners of 66% of real property within the proposed area and owners representing 60% of the taxable value of the property in the area proposed for annexation. The minimum percentage of property owners signing the petition needs to be at least 40% as required by statute. The Birdseye Fire Department Trustees heard and approved the petition on August 7, 2018. It is anticipated that fire protection services would be provided by the existing Birdseye Fire District and

funded by assessments made within the District. All property within the annexation area would be assessed for fire protection services.

The applicant has requested that the Board of County Commissioners approve a hearing date, to be held on the petition to annex lands into the Birdseye Fire District. Staff recommends a public hearing be set for either November 8 or 13, 2018 on the proposed Birdseye Rural Fire District annexation area located along Raven Road and adjacent to the Birdseye Fire District. Ms. Neill added that as of this date no comments have been received regarding the proposal.

Commissioner Good Geise referenced the names listed multiple times for each property owned and the consequences to them could be substantial.

No public comment was received.

A motion was made by Commissioner Good Geise to set the public hearing to November 8, 2018 and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

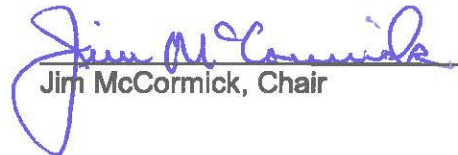
Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above.

Jeni Garcin, Communications and Community Involvement Coordinator, introduced herself and gave an overview of her new position.

Adjourn

There being no further business, the meeting adjourned at 9:41 am.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Jim McCormick, Chair

Susan Good Geise, Vice Chair


Andy Hunthausen, Member

ATTEST:


Paulette DeHart, Clerk of the Board

