



PUBLIC MEETING

June 7, 2018

MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, June 7, 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, Audra Zacherl, Drenda Niemann, Greg McNally, Scott Cromwell, Rich Whitney, Gayle Shirley, Eric Merchant, Jesse Whitford, Melanie Reynolds, Jolene Helgerson, Kari DesRosier, Jeff Romandia, Charles Siefert, Christal Ness, Jim Benish, Charles Lane, and Misty Edwards, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Announcement

a. Employee Recognition.

The Commissioners thanked Melanie Reynolds, Public Health Officer, for her 12 years of service to Lewis and Clark County and the Public Health Department. Melanie is retiring after 36 years of service to government.

Ms. Reynolds thanked the Commission for their partnership with the Board of Health and thanked her staff for their hard work and dedication.

Jim Benish, Board of Health Chair, thanked Melanie for her service and work to public health issues.

Consent Action Items

a. Public Meeting Minutes for April 24; May 24 and 31, 2018. (Nadine McCarty)

Roger Baltz reported on consent action item 2 a and recommended approval.

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.

Bid Opening. Six (6) New V-Box Spreaders. (Audra Zacherl).

Audra Zacherl, Assistant Director of Public Works, opened the bids for six new V-Box spreaders. Five bids were received. The first bid is from Kois Brothers Equipment Company out of Great Falls, Montana for a Swenson EV Select 11-82-50SS sand spreader for a base bid per spreader in the amount of \$ 13,750 for a total \$82,500; additive alternate #1a \$825 each for a total of \$4,950, additive alternate #1b \$2,090 each for a total of \$12,540, additive alternate #2 \$960 each for a total of \$5,760, additive alternate #3 is included in the base bid and delivery will be 120 days from bid award.

The second bid is from Kois Brothers Equipment Company out of Great Falls, Montana for a Henke Manufacturing HX2000 11 foot sand spreader for a base bid \$16,180 per spreader for a total \$97,080; additive alternate #1a \$1,860 each for a total of \$11,160 additive alternate #1b \$2,910 each for a total of \$17,460, additive alternate #2 \$1,260 each for a total of \$7,560, additive alternate #3 is included in the base bid and delivery will be no later than 125 days from bid award.

The third bid is from 3V Distributing out of Conrad, Montana for a Henderson FSHI55 sand spreader for a base bid \$17,405 per spreader for a total \$104,430; additive alternate #1a \$1,865 each for a total of \$11,190, additive alternate #1b \$3,825 each for a total of \$22,950, additive alternate #2 \$275 each for a total of \$1,650, additive alternate #3 is \$995 each for a total \$5,970 and delivery will be no later than 60 days from bid award.

The fourth bid is from 3V Distributing out of Conrad, Montana for a Henke HX2000 11 foot sand spreader for a base bid \$16,508 per spreader for a total \$99,048; additive alternate #1a \$1,860 each for a total of \$11,160, additive alternate #1b \$2,910 each for a total of \$17,460, additive alternate #2 \$1,260 each for a total of \$7,560, additive alternate #3 is included in the base bid and delivery will be no later than 125 days from bid award.

The fifth bid is from Monroe Truck Equipment, Inc. out of Monroe, Wisconsin for a Monroe Truck Equipment MCV-132-84-50 201ss sand spreader for a base bid of \$17,730 per spreader for a total of \$106,380; additive alternate #1a \$2,083 each for a total of \$12,498, additive alternate #1b \$3,051 each for a total of \$18,306, additive alternate #2 \$493 each for a total of \$2,958, additive alternate #3 is \$598 each for a total of \$3,588 and delivery will be no later than 160 days from bid award.

A motion was made by Commissioner McCormick for staff to take the bids under advisement and make a recommendation to the Commission on June 21, 2018. The motion was seconded by Commissioner Good Geise. The motion passed 3-0.

Resolution 2018-30 A Resolution of Intention to Decrease the Solid Waste Disposal Fee Established by the Scratch Gravel Solid Waste District, Effective July 1, 2018. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the resolution of intention to decrease the Scratch Gravel Solid Waste assessment. On April 19, 2018 the Scratch Gravel Solid Waste District Board met and approved a proposed reduction in the Scratch Gravel assessment from \$96 per year to \$88 per year. A reduction in the assessment for district residents is due to the fact that costs for the district have been less than the revenues collected from the current assessment for the past couple years and operational efficiencies have lowered the Landfill and City of Helena Transfer

Station tipping fees. Projections show that the Capital Improvement Plan, the recommended ending cash balance and the Post Closure Liability account will all be fully funded through fiscal year 2019 and into future years at a lower rate.

Ms. Zacherl stated that the resolution of intent to decrease the assessment will be advertised in the Helena Independent Record for the next two weeks and public protest and comment will be accepted until 3:00 p.m. on Wednesday, June 20, 2018. The public hearing has been scheduled for June 21, 2018.

Staff requests the Commissioners approve Resolution 2018-30 intent to decrease the Scratch Gravel assessment from \$96 to \$88, open the comment period and set the date for the public hearing.

Ms. Zacherl gave an overview of how Scratch Gravel fees are affected by the City of Helena Transfer Station tipping fees as well as the Landfill tipping fees. The City and County have implemented and realized several efficiencies over the past few years, which is a factor in reducing rates. One such efficiency is that the both the transfer station and the landfill are now managed by the City rather than by both the City and the County.

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.

Contract Between Lewis and Clark County and Slate Architecture. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the contract with Slate Architecture (Slate) of Helena, Montana to provide architectural services that are needed for the Detention Center Remodel Project. Slate was chosen from a Request for Qualifications process that began in March. They were determined to be qualified from their submittal and an interview by a selection committee composed of staff from the Sheriff's Office, the Finance office and Public Works. Slate is partnering with Integrus Architecture of Spokane, Washington. Integrus is an established firm with over 60 years of expertise in the criminal justice market. They have done projects throughout the United States, completing over 350 justice and government projects including over 20 projects in Montana. They specialize in secure environment planning and design.

Ms. Zacherl stated that this contract is to provide architectural programming for the remodel project to include staffing and operational analysis, a needs assessment, preliminary code analysis as it relates to detention facilities; examining state detention regulations, detention security systems, and the building systems and functions; performing project cost analysis, and budget feasibility and scheduling. Upon the conclusion of the contract a completed programming document will be provided to begin the design phase of the project. The contract will be effective upon execution and will be completed by July 20, 2018.

Funding for this project is from a voter approved \$6.5 million general obligation bond that will transform all three floors of the Law Enforcement Center into detention space. Compensation for this contract is on a time and material basis not to exceed \$80,542. Once the programming is complete a second contract with Slate Architecture will come before the Commission for the design and construction phase of the project.

Staff recommends approval of the contract with Slate Architecture in the amount of \$80,542.

Scott Cromwell, Slate Architecture, explained what design programming entails. There will be a 3 day intense charrette where all parties are gathered to determine the needs and design of the

remodeled facility and how to proceed with the project. Mr. Cromwell explained the role Integrus Architecture will be providing in the project. He stated that they have substantial experience, expertise and knowledge in detention center projects.

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.

Contract between Lewis and Clark County and Helena Weed Control (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the contract with Helena Weed Control for noxious weed spraying in the Jimtown Road and South Hills area with work to be completed by August 1, 2018.

In the Jimtown area, 495 acres will be treated with the focus on Spotted Knapweed and Canada Thistle. Dalmation Toadflax will not be included unless it is within the Knapweed and Thistle infestation area being sprayed. The South Hills area will be a follow-up treatment from last year on 200 acres between Unionville Road and Davis Gulch and on 66 acres east of Davis Gulch from the Helena city limits south to Park Lake turn off. Targeted noxious weeds in this area are Spotted Knapweed, Canada Thistle and Houndstongue.

This contract is for time and materials for a sum not to exceed \$8,000 for the Jimtown area and \$36,000 for the South Hills area. Funding is through an agreement with the USDA Forest Service for the Capital 360 Cooperative Landscape Weed Management project. The purpose of Capital 360 is to meet three goals of the National Cohesive Wildland Fire Management Strategy: resilient landscapes; fire adaptive communities; and safe and effective wildfire response. Noxious weed management is outlined as one objective within the Capital 360 planning area, a jurisdictional mix of private, city, county, state and federal lands.

Staff recommends approval of the contract with Helena Weed Control.

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.

Contract Between Lewis and Clark County and CAP Paving, Inc. (Audra Zacherl).

Audra Zacherl, Public Works Assistant Director, presented the contract with CAP Paving, Inc. to crack seal approximately 44,217 lineal feet of various county roads and in RID's. The contractor will route, clean and seal cracks that are 1/4 inch wide or wider using Craftco joint sealant and toilet tissue to prevent tire and pedestrian pickup. Roads included in this contract are Collins Road, Masonic Home Road, Williams Street, Birdseye Road from the tracks at Williams Street to Three Mile Road, Sierra Road from bridge to bridge, Munger Road, roads in the Camelot RID, Crestwood RID, Golden Estates RID, Grasslands RID, Town View Estates RID, Holmberg RID, Sunny Vista RID, and the internal roads of the Forestvale Cemetery.

The contract is an the amount of \$1.55 per lineal foot, not to exceed \$68,537 and work is to be completed no later than July 30, 2018. Staff recommends approval.

Ms. Zacherl explained that roads are on a 7 year rotating basis for crack seal and chip seal.

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.

Contract Between Lewis and Clark County and Robert Peccia and Associates, Inc. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the contract with Robert Peccia & Associates, Inc. to provide construction drawings, specifications, construction cost estimates, contract documents, bidding assistance, project management, QA/QC review, and construction administration for a stormwater construction project in Treasure State Acres RID. The construction project is to improve drainage at 8 different intersections and is estimated to begin early spring 2019. The contract is in an amount not to exceed \$22,120 with engineering work to be completed by January 1, 2019.

Staff recommends approval of the contract with Robert Peccia & Associates.

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.

Contract Between Lewis and Clark County and COMMTECH Services, INC. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the contract with COMMTECH Services, Inc. to replace 2 existing 7.5 ton outdoor R-22 condensing units and corresponding R-22 DX coils (aka air conditioning units) with 2 new 7.5 ton R410A outdoor condensing units and corresponding R410A DX coils for the County Attorney's Office in the Courthouse building.

This contract is for time and materials not to exceed \$26,584.41 with budget authority in the FY19 budget. Work will begin immediately upon contract execution and the contractor has 45 days to complete installation.

Staff recommends approval of the contract with COMMTECH Services, Inc.

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.

Task Order 19-07-5-41-177-0 between DPHHS and Lewis and Clark Public Health (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, had to be excused from the public meeting.

No public comment was received.

A motion was made by Commissioner McCormick to table the item to the June 14 public meeting. The motion was seconded by Commissioner Good Geise. The motion passed 3-0.

Task Order 19-07-5-01-025-0 Between Lewis and Clark Public Health and the Montana Department of Public Health and Human Services. (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, had to be excused from the meeting.

No public comment was received.

A motion was made by Commissioner McCormick to table the item to the June 14 public meeting. The motion was seconded by Commissioner Good Geise. The motion passed 3-0.

Task Order 19-07-3-01-009-0 between MT-DPHHS and Lewis and Clark Public Health (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, had to be excused from the meeting.

No public comment was received.

A motion was made by Commissioner Good Geise to table the item to the June 14 public meeting. The motion was seconded by Commissioner McCormick. The motion passed 3-0.

Request for Extension of Subdivision Improvements Agreement for the Amended Plat of Bridge Creek Estates Subdivision. (Applicant: Philip R. Wirth) (Planner: Greg McNally)

Greg McNally, Planner I, presented the request for extension of the Subdivision Improvements Agreement (SIA) with Philip R. Wirth for the Amended Plat of Bridge Creek Estates Subdivision. The amended plat of Bridge Creek Estates was platted on September 18, 2013. At the time of the final plat approval, Mr. Wirth entered into two SIAs for the Amended Plat. One of the SIAs was for fire protection improvements and was good for one-year without renewal. The County Commission accepted the completed fire protection improvements on July 17, 2017.

The second SIA is for the remaining incomplete and financially guaranteed subdivision improvements. Mr. Wirth has not yet fully completed the following improvements as required by the SIA: application of a chip seal coat for Powder River Court; completion of clearing, grubbing and storm water grading; completion of re-vegetation of disturbed areas in the Powder Court easement; installation of irrigation canal fencing; and, completion of the walking path from the original Bridge Creek Subdivision.

Mr. Wirth has indicated that the asphalt seal coat and the storm water grading are complete; however, these improvements have not yet been certified by his engineer as complete. As anticipated by Staff, this extension request included all of these remaining improvements as Mr. Wirth is expected to amend this SIA in the near future to reflect his April 10, 2018 preliminary approval to reduce the amount of fencing and path he needs to construct and to include the crosswalk he intends to install.

Mr. Wirth requests that the County Commission extend the current SIA to financially guarantee the as-yet uncompleted improvements and indicates that all improvements are expected to be complete by November, 2048. Mr. Wirth has provided cost estimates and an irrevocable letter of credit from Valley Bank in the amount of \$49,233. The irrevocable letter of credit will expire on June 7, 2019. Mr. McNally added that he feels that these improvements can be completed in a year and feels the May 7, 2019 extension date is adequate.

Staff recommends approval of the extension of the SIA to May 7, 2019 and is anticipating that the applicant will be released from certain improvements after they have been certified as complete.

PUBLIC COMMENT -

Karen McMillan, 1306 Luchese Road, is concerned about the number of extensions the applicant has received and would like to see the path completed now as well as the fencing along the irrigation canal.

Commissioners stated they would like to see this path, crosswalk and fencing completed before school starts in the fall.

A motion was made by Commissioner Good Geise to approve the applicant's request to extend the SIA for the Amended Plat of Bridge Creek Estates, accept the new letter of credit and establish a completion date of May 7, 2019. The motion was seconded by Commissioner McCormick. The motion passed 3-0.

Fiber Optic Line Easement Between Lewis and Clark County and Montana Internet Corporation. (Christal Ness)

Christal Ness, Ombudsman, presented the fiber optic line easement with the Montana Internet Corporation. The proposed easement is to follow and be subordinate to the overhead utility easement held by Northwestern Energy. The project would be an underground installation of fiber cable from the tower located on County property and follow the overhead utility line to the southern boundary of the County landfill. The purpose of the fiber installation is to provide high speed internet services to the Emerald Ridge Subdivision and surrounding area. Eric Griffin, Public Works Director, has reviewed the project and has no comment.

Ms. Ness stated that if the landfill expands it will not likely expand into this area for quite some time but if it does it will require negotiation and coordination at that time.

Staff recommends approval of the fiber optic line easement.

PUBLIC COMMENT -

Josh Romandia, Montana Internet CEO, asked that this project be approved so that they can move forward with project. They will be providing affordable internet services for up to 125 homeowners in the area.

Charles Siefert, retired Montana Internet CEO, requests that the easement be approved.

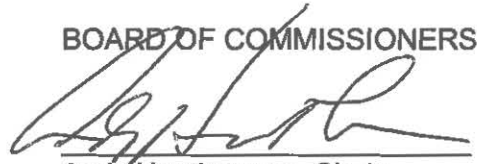
A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

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

Adjourn

There being no further business, the meeting adjourned at 11:00 a.m.

BOARD OF COMMISSIONERS



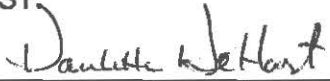
Andy Hunthausen, Chair



Jim McCormick, Vice Chair

Susan Good Geise, Member

ATTEST:



Paulette DeHart, Clerk of the Board