

JEFFERSON COUNTY COMMISSIONERS  
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CORY KIRSCH, CHAIR

LEONARD WORTMAN

BOB MULLEN

**PROCEEDING OF THE BOARD OF COMMISSIONERS  
COUNTY OF JEFFERSON, STATE OF MONTANA  
July 11, 2017**

**Present:** Commissioners Kirsch, Mullen and Wortman; Steven Haddon, County Attorney; Jan Anderson, Boulder Monitor; Paul Buckland, Tom Harrington, Drew Dawson, Bruce Binkowski, Event Coordinator, Jodi Pettit, Rockin' the Rivers Representative; Megan Bullock, County Sanitarian; Candice Bell, Solid Waste Manager

The meeting was called to order and opened with the Pledge of Allegiance.

**CORRESPONDENCE**

Commissioner Kirsch noted the receipt of the agreement with The State Department of Revenue concerning contract for the rent. Commissioner Wortman requested that the County Attorney check this over before it is signed.

Commissioner Kirsch reported the we have received the encroachment permit for the water sewer project for the Clerk & Records Building .

Commissioner Kirsch said that the Lewis & Clark Humane Society has sent notice that the fee is increasing to \$125.00 per animal from \$53.00.

**CALENDAR REVIEW**

Commissioner Mullen reported that they are about half way through budget meetings with the departments.

Will attend the North Jefferson County Library Board meeting 7/13/2017

Will attended the Museum Board meeting 7/17/2017

Commissioner Wortman has another meeting today. A meeting Wednesday with Boyd Andrew. A meeting with LEPC in Whitehall and a meeting with The Rodeo Club, as well as STI and

CTAC meeting in Whitehall on Thursday morning.

Also, a meeting Friday on the Jefferson Slough and Monday a walk through for Sugar Beet Row.

Commissioner Kirsch has a meeting with the Boulder Chamber of Commerce.

A meeting with the Planning Board Wednesday and a meeting Thursday with LEPC

Friday is his day to work and Monday a meeting with Boulder City Council

## **COMMISSION REPORTS**

Commissioner Mullen reported that he attended the RMDC meeting. They want a 1% COLA for part of the staff but not everyone. Bob was not in favor because it did not include everyone. The COLA was approved.

Commissioner Mullen reported that he attended the Headstart meeting. They needed 14 income eligible children and only had 12 signed, plus 2 deemed eligible. However the process is ongoing. He wrote a letter stating he feels they should proceed with the program and continue to sign children up.

Commissioner Wortman reported that he attended a meeting with Helena Forest and B Bar D for an update.

Commissioner Wortman had a meeting with BTAC on Thursday.

Commissioner Wortman reported that he went on a field trip to inspect the Red Rock/Lowland projects.

Red Rock might be a year or two to finalize but the Lowlands project looks good. Lots on trees have been taken down.

Commissioner Wortman reported that he met with the Jefferson River Watershed Council.

Commissioner Wortman reported that he attended the Whitehall Town Council meeting Monday night. Doug Dodge, DES coordinator for Jefferson County, presented a mitigation plan.

Whitehall was not very receptive and the Mayor tabled it saying they were being victimized. If the plan is not approved and signed by the Town of Whitehall, the town would not be eligible for FEMA money in the event of a disaster.

Commissioner Kirsch reported that he attended the Solid Waste Safety meeting.

Commissioner Wortman reported that he toured the North and South Campus. Part of the facility might be used for Veterans and youths.

Commissioner Kirsch reported that Drew Dawson was voted in as representative of the Boulder Development Fund Board for the Boulder Transition Advisory Council.

## **ITEMS FOR COMMISSIONERS' ACTION OR REVIEW**

### **TIME SPECIFIC:**

Discussed the approval of a large group function permit for Rockin' the Rivers. Everyone has signed this permit except Megan Bullock, Jefferson County Sanitarian. Megan stated at the last function in the area the water supply was compromised and they had used a non-food safe water hose. She notified the owner and until this is resolved she will not sign off. She will do some checking on the status.

Commissioner Wortman moved to approve the permit with the contingencies. Commissioner Mullen seconded.

A vote was called, the motion carried unanimously.

When the application is complete Bruce Binkowski, Event Coordinator, will check all the paperwork and make sure everything is in order.

### **Non Time Specific:**

#### **DISCUSS AND DECIDE ON THE PURCHASE OF GOLDFIELDS MINE BUILDING IN BOULDER**

As part of taxes owed by Montana Tunnels, Goldfields would give this building to Jefferson County along with monies to help pay the taxes. Commissioner Wortman made a motion to purchase this building. Commissioner Mullen seconded.

Discussion:

Commissioner Mullen asked about the current condition of the building. Commissioner Wortman said he had John Shephard, Facilities Manager, check it over, he told Commissioner Wortman it needed paint and carpet but seems sound.

Commissioner Wortman thought the event coordinator and the forest service liaison, if hired, might use the building. The City of Boulder might want to lease the building for the Boulder Police Department.

Commissioner Kirsch thinks everyone notices the building and it would be good

use. He asked Bruce Binkowski, Event Coordinator; his thoughts. Bruce thought it would be a positive location.

Steve Haddon raised the issue about making sure we know what we are getting. The building is old it could contain lead paint, asbestos, etc. He recommends that we have a commercial inspector check the building before any agreement is made.

Commissioner Wortman doesn't think the building is that old but the report he had didn't say anything about the age of the building.

Commissioner Mullen questioned if the county could get any money from Tunnels, He thinks our options are slim and this might be the only financial gain.

Commission Kirsch and Wortman agree to get the building inspected.

Commissioner Wortman made a motion to purchase the building. Commissioner Mullen seconded but wants something in the language about it being conditional and would like to amend the motion to reduce the price by any taxes owed and the inspection costs.

Commissioner Kirsch called for a vote, the motioned carried unanimously.

#### DISCUSS AND DECIDE ON SALE OF COUNTY PROPERTY LOCATED IN BASIN

Commissioner Wortman informed everyone that the lot is owned by the County and is located in Block 3, Lot 15 of the Basin Townsite. The lot would need to be appraised. An ad would need to be placed in the Boulder Monitor and everyone would be able to bid on the property, with the condition that it meets or exceeded the appraised value. Steve Haddon, County Attorney, will check on the legal process.

Commissioner Wortman made a motion to put the property up for sale. Commissioner Mullen seconded.

Commissioner Kirsch called for a vote, the motion carried unanimously.

#### DISCUSS REST AREA FINANCING

Commissioner Wortman asked Tom Harrington if he had any comments from Economic Development.

Tom Harrington, JLDC, stated that he thinks there are some grants and loans available but the deadlines are fast approaching. He suggested a Community Service Grant that might be helpful for about \$150,000.00 and a CDBG grant both of these need to be submitted by July 30, 2017.

Great West Engineering might be able to help with the grant application.

Commissioner Wortman commented that the State needs an answer concerning the County commitment to pay for the infrastructure by early August.

Commissioner Mullen would like to see if we could get grant money so the funds don't come out of the County funds.

Commissioner Wortman will contact Bill with Great West Engineering to see about getting help with the applications.

End of discussion. This item will be placed on the Commissioners agenda for the next couple of weeks

RESOLUTION 22-2017 DISTRIBUTION OF METALLIFEROUS MINES LICENSE TAX

Commissioner Kirsch read the read as follows:

**RESOLUTION 22-2017**

**DISTRIBUTION OF METALLIFEROUS MINES LICENSE TAX**

**WHEREAS**, §15-37-117, MCA, requires that twenty-five percent (25%) of metalliferous mines license taxes, collected by the State under the authority of Title 15, Chapter 37, Part 1, MCA, be distributed to the county in which the mine is located; and

**WHEREAS**, §15-37-117, MCA, requires the County Commissioners of such county to allocate those sums received by them, from said metalliferous mines license taxes collected by the State, as follows:

(1) Not less than forty percent (40%) to the County Hard Rock Mine Trust Reserve Account established under §7-6-2225, MCA; and

(2) All money, not allocated to the said County Hard Rock Mine Trust Reserve Account, is to be allocated as follows:

- (a) 33\_% to the County Metal Mines Tax Reserve Account for planning or economic development activities;
- (b) 33\_% to the elementary school districts' Metal Mines Tax Reserve Account, within the County, that have been affected by the development or operation of the metal mines; and

- (c) 33% to the high school districts' Metal Mines Tax Reserve Account within the County that have been affected by the development or operation of the metal mine; and

**WHEREAS**, there are several metalliferous mines located within the boundaries of Jefferson County; and

**WHEREAS**, Jefferson County government has recently received \$147,451.15 as its share of such metalliferous mines license taxes collected from the metalliferous mines within Jefferson County;

**NOW, THEREFORE, BE IT RESOLVED** by the Jefferson County Board of Commissioners as follows:

1. That forty percent (40%) of such total sum of \$147,451.15 shall be allocated to and placed in the County Hard Rock Mine Trust Reserve Fund 2895 established under §7-6-2225, MCA.
2. That all such sums, held in the above-referenced Hard Rock Mine Trust Reserve Fund and/or above-numbered fund(s) on behalf of the above-named school districts and Jefferson County, shall remain in such account and shall be properly accounted for under the appropriate fund number or numbers established for the same. Further, such sums shall be appropriated by the governing body of Jefferson County, and/or distributed thereby, only in accordance with the provision of §7-6-2226, MCA.
3. That sixty percent (60%) of such total sum of \$147,451.15 shall be allocated to, and placed in, the County Metal Mines Tax Reserve Account established under §7-6-2226, MCA.
4. That one-third (⅓) of the said sixty percent (60%) placed in the County Metal Mines tax Reserve Account pursuant to the preceding Paragraph No. 3 shall be placed in Economic Development and Planning Account No. 2320. Such sums to be paid to said account (totaling at this time the sum of \$29,490.23) shall only be used for planning or economic development activities.
5. That one-third (⅓) of the said sixty percent (60%) placed in the County Metal Mines Tax Reserve Account pursuant to the above Paragraph No. 3, shall be allocated and appropriated to the benefit of elementary school districts. Wherefore, the combined distributions shall be allocated and distributed to the following school districts which are affected by the development

or operation of metal mines with an amount as follows:

(i) To the Cardwell Elementary School District No. 16, the total sum of \$14,745.12 to be placed in said School District's Account No. 7716;

(ii) To the Whitehall Elementary School District No. 4-47, the total sum of \$14,745.11 to be placed in said School District's Account No. 7713;

6. That one-third (    ) of the said sixty percent (60%) placed in the County Metal Mines Tax Reserve Account pursuant to the above Paragraph No. 3, shall be allocated and appropriated to the benefit of the following high school district, affected by the development or operation of the several metal mines, or a pro-rata basis determined from the license taxes collected from the mine or mines within each such school district:

(i) To the Whitehall High School District No. 2, the total sum of \$29,490.23 to be placed in said School District's Account No. 7762.

**DATED** this 11<sup>th</sup> day of July, nunc pro tunc June 30, 2017.

**ATTEST:**

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**BONNIE RAMEY  
CLERK AND RECORDER**

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**CORY KIRSCH, CHAIR**

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**LEONARD WORTMAN,  
COMMISSIONER**

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**BOB MULLEN, COMMISSIONER**

Commissioner Kirsch called for comments. None received.

*Commissioner Wortman moved to adopt the resolution, Commissioner Muller seconded. The motion carried.*

RESOLUTION 23-2017 AUTHORIZATION TO SUBMIT TSEP PLANNING  
GRANT APPLICATION

Commissioner Kirsch read the resolution as follows:

**RESOLUTION 23-2017**

**AUTHORIZATION TO SUBMIT TSEP PLANNING GRANT APPLICATION**

**WHEREAS**, Jefferson County is applying to the Montana Department of Commerce for financial assistance from the Treasure State Endowment Program (TSEP) to prepare a Solid Waste Preliminary Engineering Report; and

**WHEREAS**, Jefferson County agrees to comply with all State laws and regulations and the requirements described in the TSEP Application & Administration Guidelines for Infrastructure Planning Grants specifically, and those that will be described in the TSEP Project Administration Manual generally; and

**WHEREAS**, Jefferson County commits to provide the amount of matching funds as proposed in the TSEP application.

**NOW, THEREFORE, BE IT RESOLVED**, that Cory Kirsch, County Commission Chair, is authorized to submit this application to the Montana Department of Commerce, on behalf of Jefferson County, to act on its behalf and to provide such additional information as may be required.

**DATED** this 11<sup>th</sup> day of July, 2017.

**ATTEST:**

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**BONNIE RAMEY  
CLERK AND RECORDER**

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**CORY KIRSCH, CHAIR**

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**COMMISSIONER**

**LEONARD WORTMAN,**

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**BOB MULLEN, COMMISSIONER**

Commissioner Kirsch called for comments. None received.

*Commissioner Wortman moved to adopt the resolution, Commissioner Muller seconded. The motion carried.*

**SIGH TSEP PLANNING GRANT APPLICATION**

Commissioner Kirsch signed the TSEP infrastructure Planning Grant Application form.

**DISCUSS AND DECIDE ON FACILITY CONSTRUCTION ISSUES**

Jan Anderson, Boulder Monitor, asked if the parking area is going to be repaired in front of the Clerk & Records Building. Commissioner Kirsch said it would when all the other repairs were complete.

Commissioner Kirsch thanked everyone for coming.

**MEETING ADJOURNED**

**ATTEST:**

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**BONNIE RAMEY  
CLERK AND RECORDER**

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**CORY KIRSCH, CHAIR**

**COMMISSIONER**

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**LEONARD WORTMAN,**

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**BOB MULLEN, COMMISSIONER**