



Doc #: 210129 Pages: 7 Book: Page:
STATE OF MONTANA MADISON COUNTY
Recorded 6/16/2023 1:10 PM KOI: COM-JRNL
Paula McKenzie, CLERK & RECORDER
Fee: \$ 0.00 BY: Allison Elser, Deputy
To: FILED,,

**Board of Madison County Commissioners
May 9, 2023 Meeting Minutes**

On Tuesday May 9, 2023 a meeting of the Board of Madison County Commissioners came to order at 9:00am in the Commissioner's office in the Administrative Building in Virginia City, Montana with Commissioners Dan Allhands, Chairman, Ron Nye and Bill Todd present. Lisa Carruthers, Assistant to Commissioners was present to take minutes.

Those people in attendance at the meeting were Scott Hazelton, Pam Birkeland, Jeff Lawson, Vicki Tilstra, David Buchler, Connie Detric, Shawna Lutgen. Ryan Wolter IT Specialist facilitated the WEBEX connection. Those in attendance via the Webex connection were Craig Erickson, Becky Lawson, Lance Bowser, Jeremiah Theys, Emilie Saylor, Abby Thomas, and other unidentified web and telephone attendees.

ALL Stand for the Pledge of Allegiance

Meeting called to order at 9 AM by Chairman Dan Allhands

9:00 am Presentation of the 2023 Madison County Housing Needs Assessment: Scott Hazelton, Senior planner CFM Hyalite Engineer, PLLC & Beth Walsh Board Member Madison County Housing Board:

- Scott walked the Commissioners through the online presentation which is available to view on the county website
- Questions? What counties do you know that have employee housing? County Employees housing model? Workforce housing?
- North 40 affordable housing is not complete and its frustrating, 2 units for Habitat for Humanity, need a housing trust that can complete what is started. Further discussion followed
- Mary Beth Walsh commented: Madison County housing board is working really hard on facilitating workforce housing. The board members do not have time to do it, county has a contract with Jackie Haines can we hire someone to stay on top of this housing program? Can we create the position in the county to be a housing and economic development position? One person at the county could stay on top of this. All these different interest groups need help across the county to work together. Will this come out of our budget? Do we partner with Jefferson County? Utilize our county grant writer to see if we can find grants for said position?
- Northern Rocky Mountain Economic Development with an M.O.U through the county, ½ salary through county ½ through federal grants.
- Madison County Housing Advisory Board will contact Jackie with NRMED to figure out, further discussion followed.
- Jackie Haines will be contacted for the position and info

Bill Todd makes a motion to adopt the Madison County Housing Need Assessment. Seconded by Ron Nye. No further discussion. All three Commissioners voted in favor and at 9:45 am Dan Allhands, Chairman, carried the motion.

10:00 am Update on the Madison County Mental Health Local Advisory/Public Health proposal for LATCF funds for Parent Guidance Coaching/Mental Health Nights: Pam Birkeland, School Superintendent & Emilie Saylor, Public Health Director

Modified their request with the Cook Center for Human Connection for ParentGuidance.org with LATCF funding, they are asking county Commissioners to contribute \$10,000.00 in funding versus the original \$35,000.00 they originally asked for. MCPH and MCMHLAC will each contribute \$12,000.00 to the two-year contract. Public Health has money leftover from immunizations, set aside \$75,000, also set aside money to provide for contracted services fund. Requesting to move funds from immunization fund to contracted services fund to cover the cost.

Bill Todd makes a motion to use \$3,333.00 of LATCF funding per district to pay for Parent Guidance coaching. Seconded by Ron Nye. No further discussion. All three Commissioners Voted in favor at 10:07 am Dan Allhands, Chairman passed the motion.

Action Item:

At 10:08 am Commissioner Bill Todd Requested that David Buchler please create the language and provide the document's to formally and retroactively declare the courthouse situation as a County Emergency whether it be a Public Health Emergency or.. Madison County Attorney David Buchler agreed to find this out and will report back with statutes and language.

10:10 am Request for purchase of additional software license: David Buchler, Madison County Attorney

David Buchler request to purchase an additional license for the Madison County Attorneys Office, they currently have 5 need 6. An additional license will cost \$2925.00. David Buchler will purchase and additional license. Commissioners agree to the purchase of additional license.

10:12 am Pete Novich joined via phone Stated that the County may have holes in the Special professional practice liability that is not available form MACO right now, County needs to find a different provider. Madison County Liability. All three Commissioners agree it needs to go on an agenda or a special meeting.

10:20 am Request to set the Date for Compensation Board Hearing: Vicki Tilstra, Finance Madison County

Bill Todd makes a motion to set the compensation board hearing for May 31,2023 at 3 PM. Seconded by Ron Nye. No further discussion. All three commissioners voted in favor and at 10:45 am Dan Allhands Chairman, carried the motion.

This meeting will be held at the library.

10:25 am Discussion: Contract for on Call County Forester: Richard Stem

It is a contract that will enable the county to utilize the services of a retired forester. The County can reach out to for a bureaucratic paperwork side of things to help us, he is very good at the processes required for Forest Service. He is an excellent resource.

Bill Todd makes a motion to approve the Independent Contractor Agreement for Madison County Richard Stem On Call Forester. Seconded by Ron Nye. No further discussion. All three Commissioners voted in favor at 10:28 am Dan Allhands Chairman carried the motion.

At 10:30 Bill Todd and Chairman Allhands stated that the Regular County Commissioners Meeting will be held at the Thompson Hickman Library on May 16,2023 at 9:30 am.

10:45 am **Discussion: Ennis Big Sky Airports- reciprocal transfer of FAA Non- Primary Entitlement Funding:** Lance Bowser, Robert Peccia & Associates, & Shawna Lutgen, Grants

Transfer agreement where Garfield County will transfer \$20,000.00 for snow plow, next federal fiscal year Madison County will transfer it back the following year. With FAA funds leftover money cannot be co-mingled so next year it will be transferred. This is common practice with these loans.

Bill Todd Makes a motion to approve the reciprocal transfer of FAA non-primary funds from Garfield County to Madison County Big Sky Airport. Seconded by Ron Nye. No further Discussion. All three Commissioners voted in favor at 10:39 am Dan Allhands, Chairman carried the motion.

11:00 am **Grants:** Craig Erickson, Great West Engineering, Becky Lawson, SMA, Shawna Lutgen, Grants

Madison Valley Manor Update: Craig Erickson and Allison Veland the concrete pad is poured where the walk-in resides the sidewalk is not poured, Chief Croy Construction is on schedule. The landscaping was not part of the bid, two to three days to get it back to where it needs to be, photos will be provided. How does the county want to handle finishing the MVM landscaping? The future best practice if you disrupt the soil you need to restore it to a condition that meets the owner's approval. Allison needs to send the photos to the Commissioners, discussed a trench for conduit for electrical contractor bid. Will discuss further next Tuesday.

Harrison Rural Fire Department LATCF Contract Signing: Bill Todd makes a motion to approve signing between Madison County and the Harrison Rural Fire Department for \$300,000.00. Discussion ensued concerns regarding water tank placement for refill. Firehall sits on Madison County property. Seconded by Ron Nye. All three commissioners voted in favor at 10:14 am Dan Allhands, Chairman carried the motion.

Further discussion followed that they need to go over the bids and figure out how to handle the land lease from the county.

11:15 am **Planning Department Discussion and Action Items:** Connie Dedrick, Planner III

MAP_22-04 Lee's Pool Final Plat Amendment PUD Phase I: Bill Todd makes a motion to approve the Final Plat Amendment MAP 22-04 Lee's Pool Final Plat Amendment. Seconded by Ron Nye. No further discussion. All three Commissioners voted in favor at 11:18 am Dan Allhands, Chairman carried the motion. Mylar signed by all three commissioners.

Lee's Pool Subdivision SIA Release: Bill Todd made a motion to approve Lee's Pool Subdivision SIA Release. Seconded by Ron Nye. No further discussion. Will be signed once filled out after the meeting. All three Commissioners voted in favor at 11:25 am Dan Allhands, Chairman carried the motion.

Gravel Pit Lease in Commissioner Nyes district off HWY 359 Harrison Pit. Commissioner Nye will need to provide a letter of comment.

Growth Policy Survey: Connie Dedrick Planner III is requesting permission to reach out to their counties and find out who they use to perform these surveys. Would like to get something out to people in June. The survey is critical to have the information to move forward. Wants to research and revisit. Commissioner Todd requests examples of what is to be emailed.

County Zoning: More Outreach community wide, presentation on how the planning documents come together to create the future of Madison County, speaking in front of boards, getting the education materials out to the community. How to go about it? Building a website and providing the presentation to the Land Alliance, looking more for an agricultural overlay. It would give us more teeth to protect agricultural lands. Meet with towns to get critical zoning in place as new subdivisions add new children to the school systems, etc. Will revisit once the research is performed.

Planning Dept Schedule: Request every other Friday off the staff is taxed, until we have additional staff that has filled the department openings, we will need to revisit.

Planner I / Planner II Positions: could the County change Planner I job description to remove the "and one-year experience", possibility to be three days in house and two days remotely to open up the hiring/ candidate pool with the technology available we can open up the job description to encompass a work from home candidate.

Discussion and /or Action Items

Bill Todd makes a motion to approve The Madison Overlook I Subdivision SIA release. Seconded by Dan Allhands. No further discussion. All three Commissioners voted in favor at 11:45 am Dan Allhands Chairman carried the motion.

Dan Allhands declares an Emergency followed by reading of the following document: We need to have an emergency declaration for the Courthouse to allow us to apply for grants and or funding to repair the Courthouse: please see attached Resolution.

Bill Todd makes a motion to adopt the Emergency Declaration of the Flooding that occurred at the Madison County Courthouse. Seconded by Ron Nye. No further discussion followed. All three Commissioners voted in favor and at 11:56 am Dan Allhands carried the motion.

Commissioner Dan Allhands adjourned the meeting at 12:00 pm

Next Meeting: The next regular Commissioners meeting will be held on Tuesday May 16, 2023 beginning at 9:30 am on the second floor in the Motor Vehicle Office in the Administrative Building in Virginia City, Mt.

Resolution 30-2023

A Resolution Declaring an Emergency Situation in Madison County

WHEREAS, on or about February 22, 2023, areas of the Madison County Courthouse flooded as the result of a broken water pipe(s). The water damage exacerbated the already existing mold problems. During the remediation of water damage, asbestos was discovered in areas in the building.

WHEREAS, it is well established that mold and asbestos poses a health hazard. Accordingly, in the interest of public health and safety, Madison County caused the remediation of the asbestos contained in the building that is now known to the County.

WHEREAS, pursuant to Mont. Code Ann. § 7-1-2103(3), “[a] county has power to [...] make orders for the disposition or sue of its property that the interests of its inhabitants require. This power “can only be exercised by the board of county commissioners ... acting under their authority ...” Mont. Code Ann. § 7-1-2104.

WHEREAS, in order to protect the health and safety of employees of the Madison County Courthouse, the Madison County Commissioners have resolved to temporarily relocate county offices previously located in the Madison County Courthouse to the Madison County Administration building.

WHEREAS, the Madison County Procurement Policy (2023), § VIII, A(2) provides for the purchase of services and/or goods through non-competitive proposals in the event of emergency.

NOW, THEREFORE, BE IT RESOLVED, the Madison County Commission hereby declares that the events described above create an emergency situation whereby the County must deviate from competitive proposal process set forth in the Madison County Procurement Policy (2023).

Be IT FURTHER RESOLVED, to ensure that essential public services remain available to the public and to protect the safety of Madison County employees, the County intends to contract with Mesa Moving and Storage to move documents, office equipment, and other items necessary for the conduct of county business from the Madison County Courthouse.

Board of Commissioners Madison County

Dan W. Allhands Ron E. Nye

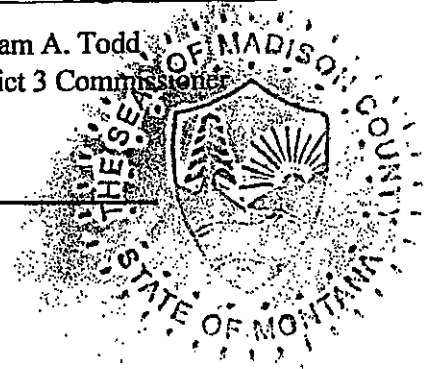
Dan W. Allhands, Chairman
District 1 Commissioner

Ron E. Nye
District 2 Commissioner

William A. Todd

William A. Todd
District 3 Commissioner

Attest: Paula McKenzie
Clerk + Recorder



Dan W. Allhands

Dan W. Allhands, Chairman
Board of Madison County Commissioners

Date Approved: June 13, 2023

Minutes taken by:

Lisa Carruthers

Lisa Carruthers
Assistant to Commissioners

Attest: Paula McKenzie
Paula McKenzie, Clerk and Recorder, Madison County

