

December 1st, 2009 ♦ Tuesday

LEPC

Commissioner Tempel, Commissioner Hendrickson, and Commissioner Rockman, as well as many other community members, were in attendance at the regular monthly LEPC meeting held at the Liberty County Emergency Services Building at 8:30 AM.

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rlynn Rockman.

COUNCIL ON AGING

Commissioner Rockman attended the monthly Council on Aging and quarterly Transportation Advisory meeting held on this day.

ROAD

Shawn Norick was in to update the Commissioners on current road matters.

COA / TRANSIT

Rod Keith was in to visit with the Commissioners. After some discussion, Commissioner Rockman made the motion to accept Rod's recommendation to adopt the Transit Coordination Plan. Commissioner Hendrickson seconded the motion, and the motion carried.

WAG

The Commissioners telephoned WAG about the licensing issue. The group discussed Mike Wallace being licensed in Montana. WAG will be sending letters to clarify the issue.

PAYROLL

Commissioner Hendrickson made the motion to accept for payment the payroll as it was presented. Commissioner Rockman seconded the motion, and the motion carried.

SURVEYING BIDS

The Commissioners have received two bids on the surveying job for the senior center building project. One bid came from Babb surveying for \$7,500 and the second bid came from Cicon and Associates for \$4,150. Commissioner Hendrickson made the motion to award the bid to Cicon and Associates. Commissioner Rockman seconded the motion, and the motion carried. It was also noted that Diversified Surveyors never returned the Commissioner's call, nor offered a bid on the project.

AMBULANCE

Yvonne Hunnewell was in to visit with the Commissioners to discuss some ambulance issues. The group also discussed First Responder testing.

LIBERTY COUNTY CHRISTMAS PARTY

The annual Liberty County Christmas party has been set for Saturday, December 12th at the Inverness Supper Club.

COUNTY ATTORNEY

County Attorney Hugh Brown was in to discuss the rough-draft contract with WAG and the attached CDBG paperwork. He highlighted several sections that needed clarification and/or explanation.

SHERIFF'S OFFICE RENOVATIONS

Sheriff Richard Burrows was in to discuss renovations at the dispatcher's office. He agreed to replacing windows and providing safety glass for protection and comfort to the staff. Western Lumber was telephoned and the Commissioners met with Raynier at the Liberty County Sheriff's Office to discuss window options. He will submit a bid proposal. Jim Ghekiere also met with the group and confirmed that the monies can come from 9-1-1 funds.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

December 2nd, 2009 ♦ Wednesday

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rlynn Rockman.

GRAVEL

The Commissioners went to visit with Paul Meissner about gravel issues. They then went to Mark Lakey's place to look at a new gravel pit.

COMP TIME

The Commissioners visited with Clerk & Recorder Rhonda Pimley and Payroll Clerk Cyndee Fraser regarding comp time issues. The group also discussed exempt and non-exempt status employees. The department heads and employees need to be reminded that all comp time and over time needs to be pre-approved by the department heads.

AFLAC

AFLAC representatives were here and discussed insurance options. They intend to meet with all county employees.

COUNTY TAX APPEAL BOARD

The Commissioners spoke with Bob Mattson regarding the upcoming tax appeals and organizing the County Tax Appeal Board.

SENIOR CITIZENS

Rod Keith stopped in regarding several center issues:

1. Joyce Aitken has resigned effective 12-11-2009 (Rod will conduct an exit interview).
2. Discussion about health insurance benefits for part-time employees; can we offer more dollar benefits to entice new staff? After much discussion, we decided to leave the benefit package as it is.

ANNUAL CHRISTMAS PARTY

Because there were no raises given thus far this year, the Commissioner's unanimously decided to offer all employees (including elected officials) a \$15.00 gift voucher (use it or loose it) at the Liberty County Christmas party scheduled for 12-12-2009. The 3 Commissioner's personally paid these gift vouchers; no county funds were used.

COMP TIME DETAILS

Commissioner Tempel spoke with Teresa Fenger at the Library about the use and accumulation of comp time and her status as a non-exempt employee as related to comp time.

All three Commissioners spoke with Rod Keith and Shawn Norick about these same issues.

MENTAL HEALTH AWARENESS

At previous mental health meetings, Commissioner Rockman ordered 6 "field manuals" for use by the deputies at the Liberty County Sheriff's Office. These manuals arrived on 12-2-2009 from Deb Mateucci of the Department of Corrections / Public Health & Human Services division, at no charge to Liberty County. The manuals were delivered to the Liberty County Sheriff's Office. They contain valuable information on law enforcement response to any "mental illness" intervention and define all symptoms/signs of the many personality disorders. Commissioner Rockman had previously spoken with Sheriff Burrows, who thought the manuals might be useful.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

December 8th, 2009 ♦ Tuesday

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rlynn Rockman.

NORTH CENTRAL AREA AGENCY ON AGING

Commissioner Rockman gave an update on the conference call with NCAAA.

FLATHEAD TRANSIT BUS

Commissioner Hendrickson made the motion to approve the contract with Flathead transit for the monthly lease on a bus. Commissioner Rockman seconded the motion, and the motion carried.

PUBLIC HEALTH COORDINATOR

Penni Walston was in to update the Commissioners on the Public Health program. We have the opportunity to increase funding from \$3,687.00 to \$16,600.00 on two contracts. Commissioner Rockman made the motion to accept Amendment Number One to Task Order number 10-07-6-11-024-0. Commissioner Hendrickson seconded the motion, and the motion carried.

WAG CONTRACTS

The Commissioners telephoned Bear Paw Development Corp regarding contracts with WAG. They discussed some of the issues with Annmarie Robinson. The Commissioners mailed a copy of last years audit and the year-end cash statement for the Senior Citizen's Center to Bear Paw Development to submit to the Department of Commerce.

AG USE COVENANT / RESOLUTION

Commissioner Rockman made the motion to accept the Petition to Revoke Agricultural Use Covenant on the land presented in the attachment by McClellan Farms Inc. Commissioner Hendrickson seconded the motion, and the motion carried.

Petition to Revoke Agricultural Use Covenant

A RESOLUTION OF THE LIBERTY COUNTY COMMISSIONERS
WHEREAS, the following described property belonging to McClellan Farm has an agricultural covenant running with the property recorded in Book 36 of Deed Page 601, Liberty County, Montana; and,

WHEREAS, said agricultural covenant does not provide for the production of wind energy upon the property; and,

WHEREAS, it is incumbent upon the commissioners to promote healthy economic development within Liberty County; and,

WHEREAS, said agricultural covenant may only be revoked by mutual consent of the property owners and governing body, pursuant to Section 76-3-207(1)(c), Mont Ann.

NOW, THEREFORE, BE IT RESOLVED, that the agricultural covenant running with the following described property, and recorded in Book 36 of Deeds on Page 601 of Liberty County, Montana is hereby REVOKED:

That portion of Government Lot 7, NE¼SW¼, SE¼SW¼, NW¼SE¼, and SW¼SE¼, Section 6, Township 36 North, Range 7 East, Principal meridian, Montana, County of Liberty, State of Montana, according to the official plat of said land filed in the office of the United States Department of the Interior, Bureau of Land Management, Montana State Office, described more particularly as follows:

Beginning at the Southwest corner of said Section 6; Thence N 00°01'33" W 821.00 feet along the West line of said Section 6; Thence S 88°34'30" E 1062.47 feet; Thence S 46°13'47" E 282.56 feet; Thence S 88°47'32" E 253.11 feet; Thence N 57°25'57" E 318.28 feet; Thence N 86°34'26" E 317.15 feet; Thence N 53°00'40" E 159.85 feet; Thence N 31°56'48" E 108.05 feet; Thence N 13°23'54" E 429.85 feet; Thence N

24°20'30" E 275.96 feet; Thence N 70°51'49" E 428.40 feet; Thence N 22°46'16" E 363.47 feet; Thence N 79°49'36" E 368.08 feet; Thence S 38°19'40" E 118.28 feet; Thence S 85°44'31" E 253.77 feet to the east line of the W¼SE¼ of said Section 6; Thence S 00°00'15" E 2088.59 feet along the east line of said W¼SE¼ Section 6 to the south line of said Section 6; Thence N 89°43'19" W 3736.20 feet along the south line of said Section 6 to the point of beginning. Said tract contains 103.09 acres, more or less, subject to all existing encumbrances.

DATED AND PASSED FOR FINAL ADOPTION This 8th day of December, 2009, at Chester, Montana.

Russ Tempel
Liberty County Commissioner

Edith
Liberty County Commissioner

Rlynn Rockman
Liberty County Commissioner

ATTEST: *Patricia S. Pezley*
County Clerk & Recorder



The undersigned, McClellan Farms, Inc., owner of the within described property, does hereby petition the Liberty County Commissioners to revoke the agricultural use covenant running with the following property, pursuant to the provisions of §76-3-207(1)(c) Mont. Code Ann. (2009), so that the said property may also be used to produce power from wind energy. The agricultural use covenant attached to the following property is recorded in Book 36 of Deeds on Page 601. This property is not part of a planned subdivision.

That portion of Government Lot 7, NE¼SW¼, SE¼SW¼, NW¼SE¼, and SW¼SE¼, Section 6, Township 36 North, Range 7 East, Principal meridian, Montana, County of Liberty, State of Montana, according to the official plat of said land filed in the office of the United States Department of the Interior, Bureau of Land Management, Montana State Office, described more particularly as follows:

Beginning at the Southwest corner of said Section 6; Thence N 00°01'33" W 821.00 feet along the West line of said Section 6; Thence S 88°34'30" E 1062.47 feet; Thence S 46°13'47" E 282.56 feet; Thence S 88°47'32" E 253.11 feet; Thence N 57°25'57" E 318.28 feet; Thence N 86°34'26" E 317.15 feet; Thence N 53°00'40" E 159.85 feet; Thence N 31°56'48" E 108.05 feet; Thence N 13°23'54" E 429.85 feet; Thence N 24°20'30" E 275.96 feet; Thence N 70°51'49" E 428.40 feet; Thence N 22°46'16" E 363.47 feet; Thence N 79°49'36" E 368.08 feet; Thence S 38°19'40" E 118.28 feet; Thence S 85°44'31" E 253.77 feet to the east line of the W¼SE¼ of said Section 6; Thence S 00°00'15" E 2088.59 feet along the east line of said W¼SE¼ Section 6 to the south line of said Section 6; Thence N 89°43'19" W 3736.20 feet along the south line of said Section 6 to the point of beginning. Said tract contains 103.09 acres, more or less, subject to all existing encumbrances.

Respectfully submitted this 4th day of December, 2009.

McClellan Farms, Inc.

By *Gerald Thorson*
Gerald Thorson, President

MENTAL HEALTH MEETING

Commissioner Rockman, Ron Gleason and Nancy Kleinsasser attended a mental health meeting held on this day in Shelby, for additional information on the 72-hour admittance, suggested care, and reimbursements from the State DPHHS. Members of this 5-county consortium also made preliminary plans for our \$48,000 grant.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

December 9th, 2009 ♦ Wednesday

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rlynn Rockman.

INTERNAL CONTROL / FRAUD LOSS SEMINAR

The three Commissioners and Gayle Dahlen attended an Internal Control / Fraud Loss Seminar held on this day in Havre. The seminar was sponsored by MACo and presented by Auditor Rick Reisig.

CATTLE GUARD

John Fritz stopped by to discuss a defective cattle-guard west of his house. The Commissioners notified Shawn Norick.

TRAILER

The Commissioners authorized Commissioner Hendrickson to pick-up a newly purchased trailer in Plains, Montana for the Road Department and to be reimbursed for fuel expenses incurred.

ROAD CROSSING & ROAD APPROACH PETITIONS

Two petitions presented by MCR for a road crossing and a road approach on the Schafer Road were submitted. Commissioner Rockman moved to accept the petitions and Commissioner Hendrickson seconded the motion. Motion carried.

CLAIMS

Commissioner Hendrickson made the motion to accept for payment the claims as they have been presented. Commissioner Rockman seconded the motion, and the motion carried.

PUBLIC HEALTH

Penny Walston telephoned the Commissioners regarding a Public Health grant that is available. She is looking into a new freezer and laptop computer. She will bring the prices to the Commissioners when she has completed the research.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

December 15th, 2009 ♦ Tuesday

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rlynn Rockman.

DEPARTMENT HEAD MEETING

The monthly department head meeting was held on the above stated date. In addition to the three Commissioners, those present included: Rod Keith, Shawn Norick, Rachel Ghekiere, Jim Ghekiere, and Rhonda Pimley. The Commissioners discussed internal controls and fraud training with those present.

ROAD

Shawn Norick visited with the Commissioners on current road issues. The group discussed updating tire changer, wheel balancer and related equipment for safety issues at the County shop. The current equipment is in poor shape and will not accommodate the newer, bigger tires/wheels.

SENIOR CENTER

Rod Keith informed the Commissioners of his newly hired employee for the Transit program. Toni Knapton will begin soon, pending qualifying drug tests.

FLAGS

Jacob Knapton requested permission for the purchase of new flags for the Courthouse. The Commissioners approved the request.

PAYROLL

Commissioner Hendrickson made the motion to approve for payment the current payroll and liability claims as they have been presented. Commissioner Rockman seconded the motion, and the motion carried.

SAGE CREEK COLONY

The Commissioners were visited by three Sage Creek Colony representatives: Dave Hofer, John Wurz, and Sam Hofer. They inquired about the use of the senior transit buses:

1. Can they catch rides in the buses when they are in town (i.e. from the clinic to downtown Chester)?
2. Will the bus pick up their wheelchair/handicapped people for doctor's appointments in Chester?

They have about three elderly people who have difficulty getting in and out of traditional vehicles. This would be for appointments scheduled for once a month.

A follow up with Rod Keith regarding the above inquiry found:

1. Most bus trips are made by appointment; however, the daily buses will definitely transport anyone on request (i.e., like from the clinic to downtown). Rod will instruct all drivers regarding this.
2. After discussion, it was agreed to transport those special patients to and from doctor's appointments in Chester. These trips must be planned / approved by Rod Keith in advance. This policy relates specifically to Liberty County rural patients who travel on gravel roads, and only the older bus will be utilized on these roads.

CENSUS

Commissioner Tempel attended the Census meeting held on December 10th, 2009 in Great Falls.

AIRPORT

Jim Briden stopped in to talk about airport business; specifically, renewing the contract for the airport engineer.

POLICY HANDBOOK

The Commissioners reviewed the Liberty County Personnel and Policy Handbook relating to ethics and fraud. MCA 2-2-101 through 2-2-104 deals with these issues.

SHERIFF'S OFFICE

Raynier from Western Lumber called to report that the window repairs at the Liberty County Sheriff's Office will run approximately \$1,000 (materials & labor). The Commissioners approved the job.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rockman.

CLAIMS

Commissioner Hendrickson made the motion to approve for payment the end of the month claims as they have been presented. Commissioner Tempel seconded the motion, and the motion carried.

BUREAU OF RECLAMATION

Mike LaFrentz stopped in to update the Commissioners on current Bureau of Reclamation issues.

AIRPORT

Commissioner Hendrickson made the motion to accept the Airport Board recommendation to renew the engineering contract with Robert Peccia and Associates. Commissioner Tempel seconded the motion, and the motion carried.

COMPUTER TECHNOLOGY

Kyle Cicon stopped by to visit with the Commissioners regarding computer / tech issues for the county. He is interested in assisting the County with the computer system and other IT issues. The group discussed some of the current server issues. Kyle will look into some costs and get back to the Commissioners with this information.

FUNERAL

In addition to the Commissioners, many of the County's elected officials and employees were in attendance for the funeral services for long time employee David Hunnewell.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman

December 29th, 2009 ♦ Tuesday

The Board of Liberty County Commissioners met in regular session on the above stated date in their room at the Courthouse. Those present were: Chairman Russ Tempel, Commissioner Larry Hendrickson and Commissioner Rockman.

ADVANCED IT

George Ferda was here today and began the work on the computer server upgrades.

The Commissioners telephoned Kyle Cicon and thanked him for his bid and informed him about Advanced IT's work to the server.

SAFETY

The Commissioners telephoned Safety Services Company and asked them to burn another disc listing Liberty County Commissioners as Liberty County's safety coordinators. The Commissioners plan to use this program as Liberty County's MACo safety manual.

PAYROLL

Commissioner Hendrickson made the motion to approve for payment the payroll as it has been presented. Commissioner Tempel seconded the motion, and the motion carried.

TRANSIT SERVICES

John Wurz from Sage Creek Colony was in regarding the Senior Bus Transit services to the Colony. They sent a letter to Liberty County Transportation requesting the service.

PAYROLL

Commissioner Hendrickson made the motion to approve for payment the payout for Dave Hunnewell's accumulated sick and vacation. Commissioner Rockman seconded the motion, and the motion carried.

SENATOR JERRY BLACK / REPRESENTATIVE LOU JONES

Senator Jerry Black and Representative Lou Jones were in to visit with the Commissioners regarding Department of Revenue and reappraisal issues.

There being no further business, the regular meeting of the Board of Liberty County Commissioners was adjourned at 5:00 PM.

ATTEST: _____
Clerk

Chairman