

**COMMISSIONERS PROCEEDINGS
REGULAR SESSION
November 3, 2014**

BOARD MEMBERS PRESENT:

CHAIRMAN: Robert P. Cosgriff
VICE-CHAIRMAN: Teddy R. Robertson
MEMBER: Jerry L. Coldwell

MINUTES TAKEN BY: Carla McWilliams

Also present: Jerry Collins

CALL TO ORDER – ROLL CALL

Chairman Cosgriff called the meeting to order at 9:00 a.m.

JEFF GATES – DES DISTRICT REPRESENTATIVE

Gates stopped by to introduce himself as the new DES District Representative. Gates said he would be available to train the new DES Coordinator. Also said he would be available to help in any way he could.

AGENDA

Motion by Coldwell and seconded by Robertson to approve the agenda as posted 48 hours ago with Health Center Issues being moved to 3:30 and addition of Road Supervisor at 4:30 p.m. Motion carried unanimously.

Motion by Robertson and seconded by Coldwell to approve lease renewal for Tom Wankel gravel pit. Motion carried unanimously.

MINUTES

Motion by Coldwell, seconded by Robertson, to approve October 20, 2014, October 23, 2014 minutes with corrections. Motion carried unanimously.

Motion by Coldwell, seconded by Cosgriff to approve October 30, 2014 minutes. Motion carried unanimously.

Recessed for lunch at 12:00 p.m.

Reconvened by Chairman Cosgriff at 1:00 p.m.

GRADER ISSUES

Coldwell reported it has been verified that the Volvo is the property of Garfield County and the County has the right to sell or trade-in the Volvo for a new patrol.

Motion by Robertson and seconded by Coldwell to advertise for bids for a new patrol. Motion carried unanimously.

PAT MURNION – MAINTENANCE

Discussed ebola training at the Health Center. Also discussed cement pad for the generator.

Attorney Ryder notified Commissioners he will be out of the State from November 6-12, 2014.

RESOLUTION NO. 20-2014

Motion by Coldwell and seconded by Robertson to approve Resolution No. 20-2014 authorizing Kristine White, Rosebud County Attorney, to act as special deputy Garfield County Attorney during Gary Ryder's absence from November 6 through November 10, 2014 and to continue to act as special deputy county attorney for any other cases that may be necessary in the future, including the hearing to be held on November 17, 2014 in the case of State of Montana vs. Walter Jungels on November 17, 2014. Motion carried unanimously.

RESOLUTION NO. 21-2014

Motion by Coldwell and seconded by Robertson to approve Resolution No. 21-2014 authorizing Hanna Schantz, to act as special deputy Garfield County Attorney during Gary Ryder's absence from November 6 through November 10, 2014 and to continue to act as special deputy county attorney for any other cases that may be necessary in the future. Motion carried unanimously.

BUDGET ISSUES – Health Center

Present were the three Commissioners, Hanz Arnston, Administrator, Sarah Nordlund, DON, JoAnn Stanton, Deputy Clerk & Recorder, Janet Guptill, Jordan Tribune and Jerry Collins.

Stanton reviewed the Health Center budgets and reported her findings to those present. The increased number of residents is causing the expenses to rise. Stanton said there should be approximately \$38,000 remaining in the budget. Stanton said last year there was about \$12,000 left in the budget.

JANET GUPTILL –

Guptill reported there was an upcoming meeting between the Corps of Engineers and U.S. Fish & Wildlife Service on Wednesday to discuss the Marina at Hell Creek.

HEALTH CENTER ISSUES

Hanz Arnston, Administrator and Sarah Nordlund, DON met with Commissioners for weekly update. There are currently 21 residents in the nursing home. Discussed Health Center's Frontier status. Arnston said there are health care providers willing to help keep the Health Center in compliance. Nordlund said there has to be someone available every three days. Janet Guptill with the Jordan Tribune joined the meeting. Discussed Stark and Anti-kickback laws. Discussed Health Center's areas of non-compliance and what needs to be done to correct them. Nordlund reported the Red Button was used last week and was a great success.

DAVE AWBERY – ROAD SUPERVISOR

Cosgriff reported the Garfield County Bank would finance a new patrol. Awbery presented information for the bid specifications for the new patrol. Discussed repairs being made to the CAT patrol. Awbery said he would still like to purchase a front-end loader. Discussed which gravel pits are being used. Awbery will be gone next week and Tom Spillum should be contacted in Awbery's absence. The mowing is 2/3rds done.

Meeting adjourned at 5:00 p.m. The next regular meeting is scheduled for November 10, 2014, at 9:00 a.m.

GARFIELD COUNTY COMMISSIONERS:

Robert P. Cosgriff – Chairman

Teddy R. Robertson – Vice-Chairman

Jerry L. Coldwell – Member

ATTEST:

Janet Sherer, Clerk & Recorder

RESOLUTION – 20 - 2014
APPOINTMENT OF SPECIAL DEPUTY COUNTY ATTORNEY

WHEREAS, the Garfield County Commissioners have requested prosecutorial assistance regarding the following case: State of Montana v. Walter Jungels; and

WHEREAS, GARY RYDER, Garfield County Attorney, will be out of the State from November 6, 2014 through November 10, 2014 and will be unavailable on November 17, 2014,

NOW, THEREFORE, BE IT RESOLVED:

That KRISTINE WHITE, Rosebud County Attorney, be appointed as special deputy county for Garfield County for the purpose of assisting in the arraignment of Walter Jungels to be held on November 17, 2014.

BE IT FURTHER RESOLVED:

That the Board of County Commissioners of Garfield County, Montana, hereby appoint KRISTINE WHITE, Rosebud County Attorney, as Special Deputy County Attorney for Garfield County, Montana, for the aforementioned case.

FURTHER, BE IT RESOLVED that KRISTINE WHITE will be compensated at the rate of \$60.00 per hour plus her actual necessary travel and long distance telephone call expenses, and any other reasonable expenses attributable to her attendance at the arraignment of Walter Jungels.

FINALLY, IT IS RESOLVED, that upon completion of these matters, KRISTINE WHITE will continue as a special deputy county attorney for Garfield County, Montana for any other cases that may be necessary in the future.

PASSED AND APPROVED this 3rd day of November, 2014.

GARFIELD COUNTY COMMISSIONERS

Robert P. Cosgriff, Chairman

Teddy R. Robertson, Vice-Chairman

Jerry L. Coldwell, Member

ATTEST:

Clerk and Recorder

RESOLUTION – 21-2014
APPOINTMENT OF SPECIAL DEPUTY COUNTY ATTORNEY

WHEREAS, GARY RYDER, Garfield County Attorney, will be out of the State from November 6, 2014 through November 10, 2014, and

WHEREAS, Garfield County needs to have an available attorney during Mr. Ryder's absence,

NOW, THEREFORE, BE IT RESOLVED:

That the Board of County Commissioners of Garfield County, Montana, hereby appoint HANNA SCHANTZ, as Special Deputy County Attorney for Garfield County, Montana.

FURTHER, BE IT RESOLVED that HANNA SCHANTZ will be compensated at the rate of \$60.00 per hour plus her actual necessary travel and long distance telephone call expenses, and any other reasonable expenses attributable to the investigation and prosecution of the circumstances surrounding any potential cases arising during Mr. Ryder's absence.

FINALLY, IT IS RESOLVED, that upon completion of these matters, HANNA SCHANTZ will continue as a special deputy county attorney for Garfield County, Montana for any other cases that may be necessary in the future.

PASSED AND APPROVED this 3rd day of November, 2014.

GARFIELD COUNTY COMMISSIONERS

Robert P. Cosgriff, Chairman

Teddy R. Robertson, Vice-Chairman

ATTEST:

Jerry L. Coldwell, Member

Clerk and Recorder