

**COMMISSIONERS PROCEEDINGS
REGULAR SESSION
July 30, 2014**

BOARD MEMBERS PRESENT:

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

Also Present: Jerry Collins

MINUTES TAKEN BY: Carla McWilliams

CALL TO ORDER – ROLL CALL

Chairman Cosgriff convened the meeting at 9:00 a.m.

AGENDA

Motion by Coldwell, seconded by Robertson to approve agenda as posted 48 hours ago.
Motion carried unanimously.

PAT MURNION – MAINTENANCE

Murnion said he had contacted Stevens Brothers and was told they would be here to work on the boiler later than they anticipated.

CLAY LAMMERS

Lammers notified the Commissioners that he will be out of State for about 10 days. Motion by Robertson, seconded by Coldwell to approve Lammers' absence. Amari Black will step up and assist Undersheriff Donahel. Lammers said he had contacted the State and they approved Donahel as Coronor.

HANZ ARNSTON, ADMINISTRATOR / SARAH NORDLAND, DON

Arnston said the nursing home surveyors are here today. The Red Button was used over the weekend. Nordlund indicated she was going to ask Elsie Helm to give CNA training as the summer help is going back to school.

Nordlund requested a closed meeting at 9:20.

Chairman Cosgriff then closed the meeting at 9:20 a.m. under the provisions of §2-3-203 to discuss matters of confidentially with Sarah Nordlund and Hanz Arnston. Meeting was opened at 9:29 a.m. No action was taken.

Gary Ryder joined the meeting.

HANZ ARNSTON - CONTRACT

Discussed Arnston's Contract.

Motion by Robertson to renew Arnston's Contract, seconded by Coldwell under the condition that Arnston be more open to the public. Robertson votes yes, Coldwell votes yes, Cosgriff votes no. Motion carried.

Cosgriff said he felt the wages need to reflect the time Arnston was in the facility.. Arnston said he has been here for every survey and available 24/7 by phone. Cosgriff said he had no complaints about Arnston's performance but some think the wages are too high. General discussion on Health Center issues.

GARY RYDER – COUNTY ATTORNEY

Discussed format the County should be following on taking minutes. Ryder said there is a process to amend minutes.

After consultation with the Department of Revenue, Garfield County Treasurer and Attorney Ryder the minutes of the July 7, 2014 were amended. Attorney Ryder will prepare a Resolution to cover this amendment.

Discussed Glasscock road petition. Collins asked if the County can declare roads as county road. Attorney Ryder will contact Glasscock's Attorney. Ryder instructed Commissioners to send notice of the hearing on August 4, 2014, to the affected parties.

Coldwell said Ray Hageman is trying to get reimbursement for fire fighters from DNRC. Discussed radio tower on the Brown's divide.

Motion by Robertson, seconded by Coldwell to authorize Cosgriff to sign contract with DPHHS.

MINUTES

Motion by Robertson, seconded by Coldwell to approve amended July 7, 2014 minutes. Motion carried unanimously.

Recessed for lunch at 12:00 p.m.

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

DES – LORI RYAN

Ryan presented quarterly reimbursement reports.

Motion by Coldwell, seconded by Robertson to authorize Chairman Cosgriff to sign. Motion carried unanimously.

RESOLUTION NO. 16.2014 TO AMEND MINUTES OF THE COMMISSIONER MINUTES

Motion by Coldwell, seconded by Robertson to approve Resolution 16.2014 to amend minutes of the July 7, 2014 minutes. Motion carried unanimously.

GARY RYDER – COUNTY ATTORNEY

Commissioners and Attorney Ryder discussed pending road petitions.

County Attorney Gary Ryder requested a closed meeting at 3:10 p.m.

Chairman Cosgriff then closed the meeting at 3:10 a.m. under the provisions of §2-3-203 to discuss matters of confidentially with Attorney Ryder. Meeting was opened at 3:26 p.m. No action was taken.

JILL CLARK –

Clark stopped in to let the Commissioners know she would be submitting a written resignation on Monday as she will be moving.

ROAD SUPERVISOR – DAVE AWBERY

Awbery stopped in to give a report on what crew is doing.

CLAIMS AND PAYROLL

Electronic payroll Check Nos. 87117 through 87162 in amount of \$63,103.78 were approved and paid. Non-electronic payroll Check Nos. 21146 through 21189 in the amount of \$115,407.28 were approved and paid. Claim Check Nos. 31346 through 31454 in the amount of \$159,119.65 were approved and paid.

Motion to adjourn at 5:00 p.m. The next regular meeting is August 4, 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

16.2014

RESOLUTION TO AMEND MINUTES OF THE COMMISSIONER MINUTES

WHEREAS, the County Commissioners have reviewed the contents of the July 7, 2014 minutes; and

WHEREAS, such minutes attempted to include all comments of the participants related to the Brandon Garoutte tax issues; and

WHEREAS, the general rule is minutes are a record of what was done at the meeting, not what was said;

WHEREAS, upon review and discussion with the Garfield County Attorney, Garfield County Treasurer and an employee of the State of Montana Department of Revenue, it was determined that the minutes exceeded the necessary scope of the purpose of minutes,

IT IS HEREBY MOVED, SECONDED AND RESOLVED,

That the previous minutes that were approved on the Garoutte matter be amended and replaced with the following:

BRANDON GAROUTTE – TAX ISSUES

Present were Commissioners Cosgriff, Robertson and Coldwell. Also present were Jen Crawford, Treasurer, Brandon Garoutte and Cindy Garoutte. Jodi McWilliams with the Department of Revenue was present via telephone. Brandon Garoutte voiced his concerns about the delinquent tax notice he received from the Treasurer's office. After further discussion between Garoutte, the three Commissioners, Crawford and McWilliams it was determined the County should not get involved as the taxes are still owing and it is Garoutte's responsibility as to who should pay them. However the Commissioners will contact the County Attorney for further instructions.

By approving this amendment the published minutes of the meeting will contain this approved language:

DATED this 30th day of July, 2014.

GARFIELD COUNTY COMMISSIONERS

Robert P. Cosgriff, Chairman

Teddy R. Robertson, Vice-chairman

ATTEST:

Jerry L. Coldwell, Member

Clerk & Recorder