

NOTICE OF SUBDIVISION MEETING

July 10, 2003

(Beginning of tape cut off what was said, begins with bid opening)

Bid Opening.

The Commissioners will consider opening bids for 386 tons of Liquid Asphalt (MC3000) for the County Road & Bridge Department.

Commissioner Murray: (Cut off) the bid opening, the first is Montana Refinery Company. When was the closing of the bid opening?

Carole Byrnes: Wednesday at 5:00.

Commissioner Murray: Which was the

Carole Byrnes: 9th.

Commissioner Murray: The Montana Refinery Company bid is 2000 pound ton delivered in minimum of 32.5 loads, price is quoted. The estimated whole project cost is \$93,770.98. Price per ton is \$227.43. The delivery cost is \$15.50.

Carole Byrnes: Fifteen dollars and fifty cents?

Commissioner Murray: Fifteen

(Male): Fifteen dollars and fifty cents a ton.

Commissioner Murray: The second bid is from Cenex, c-e-n-e-x. Their estimated cost is \$82,025.00. Price per ton is \$185.00. Delivery costs per ton is \$27.50. Is there a motion to have staff take bids under advisement and report back at a future meeting?

Commissioner Tinsley: Yes

Commissioner Murray: Second.

(Lots of laughter and misc. talk unable to understand)

Commissioner Murray: Motion carries.

(Male): We thought this might happen.

Commissioner Murray: Is that high?

(Male): Well, the wrong people, we didn't want

(unable to understand)

Commissioner Tinsley: Okay, Cenex is c-e

Carole Byrnes: c-e-n-e-x

Commissioner Tinsley: I put s-y-e

Commissioner Murray: Am I mumbling this morning?

Commissioner Tinsley: I'm hooked on phonics today.

Resolutions Directing the County Treasurer to Issue a Tax Deed for Properties Delinquent for Three or More Taxable Years.

- a. Marlene & Howard Carbis, No-Title Cabin, Geo Code 1685-08-4-01-01-0002
- b. Mrs. Anthony Cole, No-Title Cabin, Geo Code 1784-09-4-01-17-0002

Commissioner Murray: Ms. Green, welcome.

Cheryl Green: These, this piece of property was in last years tax deed process and two of them, well one, can I talk about both of them?

Commissioner Murray: You can talk generally about both of them. Zero in on the Carbis property.

Cheryl Green: Okay, I went through the tax deed process on the Carbis property. No-one took it for tax deed; County did not at that time. Through the forest service, if we would have the forest service we would have been responsible for the cabin and we would have to move it or burn it. So, me and Sharon been working with Sharlene La Rance with the Forest Service and we have finally received a letter from the forest service that they would accept this cabin from the County if we take tax deed and bill of sale it to them then they will take responsibility of the cabin.

Commissioner Murray: What's it cost us to take tax deed?

Cheryl Green: It will cost us on the Carbis \$1,876.72.

Commissioner Murray: and do we get that back from the Forest Service.

Cheryl Green: No. They will take the property at no price. They will not pay anything for the property.

Commissioner Murray: So, tell me why we'd want to spend a thousand dollars to take a piece of property to give to the Forest Service if they're not going to reimburse us for?

Cheryl Green: Well if, I guess if we don't take tax deed in bill of sale to the Forest Service it's just going to stay on the tax rolls. No-one else will take it because the Forest Service will make them burn it or move it. So it would just stay on our accounts receivable forever. We're being taxed every year and penalty and interest added every year.

Commissioner Murray: There's not another way we cannot continue taxing it?

Sharon Haugen?: No. It's on an improvement on that property that DOR is compelled to assess it. These are special assessments it's compelled to assess it.

Commissioner Tinsley: Instead of sitting here pretending I know what's going on, I'm going to ask a question. We're talking about improvements on a forest service land?

Sharon Haugen?: Yes

Commissioner Tinsley: Okay.

Sharon Haugen?: It's a cabin on forest service land that 's probably not in the best of shape. The forest service will not on this cabin and the next cabin they will not renew any lease so in the past people have taken no title cabins because forest service would continue to lease so they'd have some value

Commissioner Tinsley: They're not going to continue

Sharon Haugen?: Forest Service will not continue the lease and if the County took it the Forest Service would make us remove it whatever that costs would be and I'm sure the costs to remove it by the time it was all said and done would be more than a thousand dollars, probably closer to five would be my guess, at least. So, we have two choices. We continue to have this property on the tax and each year get the special assessments whatever they are and I don't have them in front of me but and primarily this is what they are special, there'd be special assessments and if we don't take it also real property taxes will continue on it. But if we give it to the forest service, right now as Cheryl indicated, for this particular one we're out all the taxing districts are out a thousand dollars, but if we don't take it and give it to the forest service they'll continue to be out that thousand plus everything into the future.

Commissioner Tinsley: and where are the Carbis's. Are they

Sharon Haugen?: They just kind of walked, we've tried contacting them, they just walked away. People

Commissioner Tinsley: So they're not in the County that we know of.

Sharon Haugen?: I'll have Cheryl; she's the expert of collecting money from people.

Cheryl Green: As far as I know, the Carbis's are here. And what happened is this Hans Cole did have a lease with the forest service to do the mining of this area. Well apparently he built a cabin on there and was not authorized to build a cabin. Well then when he passed away, his family just started going there and for years family members and that just started making it this kind of their recreational area. So when I went in to look to see who owned the land in that last year, the Forest Service did not even know there was a cabin there. It was not approved to have a cabin at that site. So they got ahold of these Carbis's and told them that they had no legal right to have built that cabin, the previous owner, and to continue there and they made them remove their possessions and that from the area.

Commissioner Tinsley: Mr. Chairman, wouldn't his, I forgot what you said it was built originally built, would his estate be responsible for the taxes then. Couldn't we go to his estate or is it theirs?

Cheryl Green: I don't have a date on that in there, oh '85.

Sharon Haugen?: It looks like the Carbis's conveyed the property in '85.

Cheryl Green: It looks like that's when Hans passed away.

Sharon Haugen?: So Carbis's are his

Commissioner Tinsley: So they're responsible for

Sharon Haugen?: They are responsible for the taxes

Commissioner Tinsley: Mr. Chairman is it possible for us to talk about this resolution and then go after the Carbis's for collection.

Cheryl Green: I can't go after the Carbis's, I mean it's real property, real estate, so there's no way for me to get money, I mean if it was personal property something like that I could do a writ you know an execution or something to the Sheriff's office, but when it's real property this is the only process there is, the tax deed process.

Commissioner Murray: So the thousand dollars is not really out of pocket, its just denial of taxes that we expected to come in.

Cheryl Green: Penalty and interest.

Commissioner Murray: Penalty and interest.

Cheryl Green: Not including that penalty and interest in that total. Because it isn't something you anticipate to receive.

Commissioner Murray: Any other questions.

Commissioner Tinsley: None. Mr. Chairman I make a motion we approve the resolution regarding Marlene and Howard Carbis the No-Title Cabin and authorize the chair to sign.

Commissioner Murray: Second. All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries. Next is Mrs. Anthony Cole No-Title cabin also on Forest Service Land.

Cheryl Green: Commissioners, this is pretty much the same scenario. Put into the tax deed process last year. This Mrs. Anthony Cole has been deceased for many many years, I don't know how many. This Robert Sicone, I've been talking to him like part of her porch is on his property and then the rest of the building is on Forest Service property. It's been abandoned for quite some time. So this is pretty much the same thing. Put into the tax deed process, contacted all interested parties, no-one came forward. If we would put tax deed last year, forest service would of made us burn it or remove it. So we've been working with them and we finally got a letter that they would accept the cabin and responsibility of it if we would bill of sale it to them with no

Commissioner Tinsley: What's the amount for Mrs. Cole?

Cheryl Green: \$1,195.01

Commissioner Tinsley: Mr. Chairman, I make a motion that we approve the resolution regarding Mrs. Anthony Cole the No-Title cabin and authorize the chair to sign.

Commissioner Murray: Second. All those in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries

Cheryl Green: Attached to that resolution, Mike, is the bill of sales that the Commission would sign over the property over to the forest service.

Commissioner Murray: The question is, does the motion include authorization to sign the bill of sale.

Commissioner Tinsley: Absolutely

Commissioner Murray: Thank you

Noxious Weed Trust Fund Grant Application.

The Commissioners will consider the grant application in the amount of \$6,200.

Commissioner Tinsley: Mr. Chairman, this is a grant we get every year from the Department of Agriculture, it goes towards the salary of the enforcement and compliance person of the weed department and this is actually being done non pro-tunct and I'd like to make a motion that we approve the \$6,200.00 County Weed District Reservation Grant and authorize the chair to sign.

Commissioner Murray: Second and I'll formally call it after the fact. All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries

Weed Spraying Contracts (Larry Hoffman)

The Commissioners will consider the contracts.

Extension Agent Salary (cont. from 7/3/03) (Ron Alles)

The Commissioners will consider the salary.

Carole Byrnes: Ron is not here.

(Female): I don't know why this is on here; we need to talk about it in our budget session next week.

Commissioner Murray: Okay, you don't know if this is transferring all of his salary to MSU Department?

(Female): No, I think we're still paying, we're gonna still pay his salary, the question here is if we should have his salary at 65% of the elected officials salaries.

Commissioner Tinsley: Can we motion to table this?

Commissioner Murray: Until when, next Thursday?

(Female): Well, we're not meeting until next Thursday.

Commissioner Tinsley: Following Tuesday?

(Female): Are we still on for Tuesday as well, okay then lets table it until next Thursday

Commissioner Murray: The County doesn't shut down.

Commissioner Murray: Do I have a motion and a second to table the

Commissioner Tinsley: Mr. Chairman, I make a motion we table the Extension Agency Salary until Thursday of next week which is the 24th and authorize the chair to sign

Commissioner Murray: Second, I believe the date is the 17th

Commissioner Tinsley: I'm sorry, July 17th

Commissioner Murray: All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries

Dental Coverage Change.

The Commissioners will consider increasing the cap on dental coverage.

Commissioner Murray: Sheila apparently isn't here, the committee has recommended that the thousand-dollar cap on dental coverage per year be increased to \$1,500.00 and I can't explain why. I was told the fund had

enough money in it to handle that increase and I think it's something we have to have done today.

Commissioner Tinsley: Mr. Chairman, I make a motion we approve the Dental Coverage Change increasing the cap on coverage to \$1,500.00 and authorize the chair to sign.

Commissioner Murray: Second. All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries.

Request for Early Budget Approval.

- a. \$50,000 - Courthouse remodel project. All purpose fund
- b. \$55,000 - Joslyn Street Project. Payment to City of Helena. All purpose fund.
- c. \$10,900 - Software additions to property tax to cross train staff for records department. Paid from records preservation fund
- d. \$4000 - Temporary help for records department. Paid from records preservation fund

Commissioner Murray: Nancy, do you have comment on these.

Nancy Everson: Staff recommends approval.

Commissioner Tinsley: Would you like to take them all as one.

Commissioner Murray: Sure

Commissioner Tinsley: Mr. Chairman, I make a motion we approve the request for Early Budget Approval \$50,000 for the Courthouse project, \$55,000 for the Joslyn Street Project, \$10,900 for Software for the records department, and \$4,000 for temporary help in the records department and authorize the chair to sign.

Commissioner Murray: Second. All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries

Public Comments on Matters Within the Commission's Jurisdiction.

Adjourn.