

**PUBLIC MEETING
NOVEMBER 19, 2013
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, November 19, 2013 at 9 a.m. in Commission Chambers Room 330 of the City-County Building, 316 North Park Avenue, Helena, Montana.

Chairman Mike Murray called the meeting to order at 9 a.m. Commissioner Andy Hunthausen and Commissioner Susan Good Geise were present. Others attending all or a portion of the meeting included Nancy Everson, Kyle Thomas, Audra Zacherl, Tammy Potter, Karen Lane, Ben Tiller, Greg McNally, Brian Johnson, Jack Walsh, Al Knauber and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Public Meeting Minutes for Sept. 12, Oct. 3, Nov. 5, 7 and 12, 2013. (Rita Cortright)
- b. Resolution 2013-106 Ordering a Refund of Taxes/Fees/Assessments Paid by Lundy Center, Inc. in the Amount of \$2,320.53. (Cheryl Green)
- c. Resolution 2013-107 Declaring County Property Surplus Property (Amy Reeves)

Nancy Everson, Director of Finance, reported on the consent action items and recommended approval.

No public comment was received.

Commissioner Hunthausen moved approval of the consent action items, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Amendment No. 3 to Contract Dated July 1, 2013, between Lewis & Clark County and John C. Taylor, Trust. (Kyle Thomas) (Tabled from 11/14/13) The Commissioners will consider the amendment for 363 additional sq. ft. of office space at 2001 11th Ave., Bldg. A., for CHC Administrative programs in the amount of \$575 per month.

Kyle Thomas, Ast. Director of Public Works, reported on Amendment No. 3 to the contract dated July 1, 2013, with John C. Taylor, allowing for rental of an additional 363 sq. ft. of office space for CHC administrative staff in Building A at 2001 11th Avenue. The item had been tabled from the Nov. 14 public meeting to allow for answers to questions related to the navigator positions to be housed in the space.

Ben Tiller, Director of Operations at the CHC, responded to questions related to procedures and safeguards at the CHC intended to protect the public's privacy. The two new positions, 1.5 FTE to be filled after January 1, 2014, were certified application counselors, not navigators, who would assist in applying for coverage under the Affordable Care Act under a contractual agreement with the Center for Medicaid Services. No private information was retained in any form at the CHC. Qualifications and differences between the navigator and certified application counselor positions were noted. The Commission requested obtaining background checks on new hires.

No public comment was received.



Commissioner Hunthausen moved approval of Amendment No. 3 to the Contract Dated July 1, 2013, between Lewis & Clark County and John C. Taylor, Trust, as presented by Mr. Thomas. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Independent Contractor Agreement between Lewis & Clark City-County Health Dept. and The Helena Indian Alliance/Leo Pocha Clinic. (Karen Lane) The Commissioners will consider the contract to provide services through the Cancer Screening Program, and will reimburse \$50 per completed screening, up to \$2,000 for the contract period Nov. 1, 2013 – June 30, 2014.

Karen Lane, Prevention Program Manager, presented the Independent Contractor Agreement with The Helena Indian Alliance/Leo Pocha Clinic, providing for greater outreach to Native American women in the County for cervical and breast cancer screenings. The Leo Pocha Clinic will receive \$50 per completed screening up to \$2,000 total, covering approximately 40 applicants for the period Nov. 1, 2013 to June 30, 2014.

No public comment was received.

Commissioner Hunthausen moved approval of the Independent Contractor Agreement between Lewis & Clark City-County Health Dept. and The Helena Indian Alliance/Leo Pocha Clinic, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Task Order #14-07-3-01-114-0 to the Master Contract between Lewis & Clark County and MT Dept. of Public Health and Human Services for the Period July 1, 2013 – June 30, 2019. (Karen Lane) The Commissioners will consider the task order to the Montana Nutrition and Physical Activity Program – Community Transformation Grant in the amount of \$50,000 for the period Dec. 1, 2013 – Sept. 30, 2014.

Karen Lane, Prevention Program Manager, presented the Task Order to the 5-year Master Contract with DPHHS, in the amount of \$50,000 covering the period Oct. 1, 2013 – Sept. 30, 2014. Funding allowed the County to partner with Riverstone Health in Billings, to provide coaching and mentoring for the 16 largest communities in Montana in an effort to increase active transportation options, i.e. biking and walking, thereby making communities healthier and more livable.

No public comment was received.

Commissioner Hunthausen moved approval of Task Order #14-07-3-01-114-0 to the Master Contract between Lewis & Clark County and the Montana Dept. of Health and Human Services for the Period of July 1, 2013- June 30, 2019, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Subgrant Application to Montana Board of Crime Control by Lewis & Clark County Sheriff's Office. (Tammy Potter) The Commissioners will consider the grant application in the amount of \$3,622.00 to fund deputy sheriff's overtime performing 6 party patrols during the period Jan. 1, 2014 – Sept. 30, 2014.

Tammy Potter, Finance Coordinator, presented the Subgrant Application to Montana Board of Crime Control by the Sheriff's Office, in the amount of \$3,622 covering the 9-month period of January 1, 2014 to Sept. 30, 2014. The funds are used to pay overtime costs for deputies and reserve deputies to conduct party patrols in the County, with special emphasis around particular school related activities.

No public comment was received.

Commissioner Good Geise moved adoption of the Subgrant Application to the Montana Board of Crime Control by Lewis & Clark County Sheriff's Office, as outlined by Staff. Commissioner Hunthausen seconded. The motion carried 3-0.

Contract #MT-TSEP-CG-15-739 between the Montana Dept. of Commerce - Treasure State Endowment Program (TSEP) and Lewis & Clark County. (Audra Zacherl) The Commissioners will consider the award in the amount of \$231,493 for two bridge replacements.

Audra Zacherl, Finance Coordinator, presented the Contract Between the County and the Montana Dept. of Commerce, Treasure State Endowment Program for replacement of two bridges identified in the 2012 Bridge Inventory Evaluation and Capital Improvement Plan Report: the Sun Canyon Bridge over Willow Creek, approximately 5 miles northwest of Augusta, and the Flat Creek Road Bridge over Flat Creek, approximately 11 miles southeast of Augusta. The total estimated cost to replace both bridges is approximately \$463,000, with TSEP reimbursing the County \$231,493; the contract will expire on June 30, 2017. Staff recommended approval of the TSEP Program Contract for a total project cost of \$462,986 and authorizing the Chair to sign.

No public comment was received.

Commissioner Hunthausen moved approval of Contract #MT-TSEP-CG-15-739, as presented by Staff. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Amendment No. 1 to Contract Dated Aug. 14, 2012, between Lewis & Clark County and Stahly Engineering & Associates, Inc. (Audra Zacherl) The Commissioners will consider the amendment allowing for an additional 3 weeks for construction inspection on the WFLHD – FHWA Benchmark Road Surface Rock Replacement Project in the amount of \$9,500.00

Audra Zacherl, Finance Coordinator, presented Amendment No. 1 to the Contract Dated August 14, 2012, with Stahly Engineering & Associates, Inc. for project development, design and construction engineering services on the Benchmark Surface Rock Replacement Project through Western Federal Lands Highway Division, in the amount of \$9,500, bringing the total contract price for Stahly Engineering to \$103,316.00. Staff recommended approving the amendment and authorizing the Chair to sign.

No public comment was received.

Commissioner Hunthausen moved approval of Amendment No. 1 to Contract Dated Aug. 14, 2012, between Lewis & Clark County and Stahly Engineering & Associates, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Amendment No. 1 to Contract between Lewis & Clark County and Western Federal Lands Highway Division. (Audra Zacherl) The Commissioners will consider the amendment de-obligating \$1,000,000.00 in construction funds not needed by the County to complete construction on the Benchmark Road Surface Rock Replacement project, and extending the period of performance from Dec. 31, 2013 to June 30, 2014.

Audra Zacherl, Finance Coordinator, presented Amendment No. 1 to the Contract between the County and Western Federal Lands Highway Division extending the period of performance from Dec. 31, 2013 to June 30, 2014, to allow for grading and application mag chloride on the road

surface next spring, and de-obligating the remaining \$1 million in federal funds allocated to the project. The project was not expected to exceed the \$1.6 million total. Staff recommended approval of the amendment and authorization for the Chair to sign.

No public comment was received.

Commissioner Hunthausen moved approval of Amendment No. 1 to the Contract Between Lewis & Clark County and Western Federal Lands Highway Division, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Public Meeting. Final Plat for Preliminarily Approved Subdivision to be known as Amended Plat of Lot 14C – Lowe Tracts Lot 14 Minor Subdivision. (Applicant: Bryan E. Johnson) (Planner: Greg McNally) The Commissioners will consider the request for final plat for a subdivision located approximately ½ mile south of the intersection of York Road and Pioneer Park Drive, east of and adjacent to Pioneer Park Drive. Preliminary plat approval was granted July 16, 2013. In addition, the Commissioners will receive any associated public comment related to the requested final plat approval.

Greg McNally, Planner, presented the application by Bryan Johnson for Final Plat for the Preliminarily Approved Subdivision to be known as Amended Plat of Lot 14C – Lowe Tracts Lot 14 Minor Subdivision. Staff's memo of Nov. 12, 2013, outlined the applicant's compliance with the Conditions of Approval.

No public comment was received.

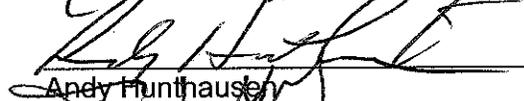
Commissioner Hunthausen moved approval of the Final Plat of the Preliminarily Approved Subdivision to be known as Amended Plat of Lot 14C – Lowe Tracts Lot 14 Minor Subdivision, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business and the meeting adjourned at 9:43 a.m.

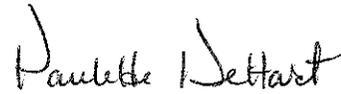
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael A. Murray, Chairman


Andy Hunthausen


Susan Good Geise

ATTEST:


Paulette DeHart, Clerk of the Board