

**PUBLIC MEETING
JUNE 6, 2013
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, June 6, 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 Geise were present. Others attending all or a portion of the meeting included Eric Bryson, Audra Zacherl, Kyle Thomas, Tammy Potter, Drenda Niemann, Larry Hoffman, Dave Fradette, Marni Bentley, Jack Walsh, Tom Cavanaugh, Skeeter Baertsch, Roger LaVoie and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

a. Vendor Claims Report for the Week of June 3, 2013. (Marni Bentley)

Eric Bryson reported on the Consent action item and recommended approval.

No public comment was received.

Commissioner Hunthausen moved approval of Consent Action Item 2.a. as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Bid Award for Asphalt Paving of Interior Roads in the Big Sky Subdivision. (Audra Zacherl)
(Bids opened 6/4/13)

Audra Zacherl, Finance Coordinator, reported on the selection committee's and Staff's recommendation to award the contract to the low bidder, CAP Paving, inc. of East Helena, Montana, for a total bid amount of \$135,972.11 and requested authorization for the Chair to sign all applicable contract documents.

No public comment was received.

Commissioner Hunthausen moved to award the Asphalt Paving Bid for the Interior Roads of Big Sky Subdivision to CAP Paving, as recommended. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Bid Opening for Construction of MT PFH 29(2), Lakeside – York Road Streambank Stabilization & Guardrail Project. (Audra Zacherl) The proposed work involved constructing approx. 270 linear feet of rock buttress streambank stabilization along Trout Creek located 1.5 miles west of the community of York. Other work included construction traffic control, furnishing and installing approximately 1,100 linear feet of W-beam guardrail with steel posts, clearing and grubbing, excavation, waste excavation haul and disposal; sign installation, temporary erosion control, hydraulic seeding and willow planting.

Two bids were received:

1. Phillips Construction LLC from Great Falls, Montana - \$162,844.00.
2. Helena Sand and Gravel, Inc. of Helena, Montana - \$156,732.00.

Commissioner Hunthausen moved to direct staff to take the bids under advisement and make a recommendation to the Commission next Thursday at our regularly scheduled meeting. The motion carried 3-0.

Professional Services Contract Between Lewis & Clark County and Great West Engineering. (Audra Zacherl) The Commissioners will consider the contract for engineering services for the 2012 TSEP Bridge Improvement Project in an amount not to exceed \$69,200 for the period June 6, 2013 thru June 30, 2016.

Audra Zacherl, Finance Coordinator, presented the Contract with Great West Engineering to provide field survey work, mapping, bridge design, bidding, construction management, grant administration and to subcontract for a geotechnical consultant on the 2012 TSEP Project. The TSEP Project will replace the Sun Canyon Road Bridge over Willow Creek this summer and the Flat Creek Road Bridge over Flat Creek next season with a total estimated project cost of \$463,000. The contract with Great West Engineering was approximately 15 percent of the estimated project cost at \$69,200. The Treasure State Endowment Program will reimburse the County \$231,493 of the estimated project costs. Staff recommended approval of the contract and authorization for the Chair to sign contract documents.

Commissioner Good Geise asked how long County had been using the contract boilerplate language reflected in the contract. Ms. Zacherl explained this contract was a combination of boilerplate approved 4-5 years ago by County Attorney Paul Stahl and language required by TSEP. Commissioner Good Geise asked about the mileage reimbursement of 65 cents/mile and the clerical billing rate of \$51/hour. Ms. Zacherl offered to research the questions and provide answers. Commissioner Murray presented the option of tabling the item.

Commissioner Good Geise moved to table the item until next Tuesday's regularly scheduled meeting. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

Request for Qualifications Opening for Wiring Vendors. (Art Pembroke)

Eric Bryson requested tabling the item until June 13 to allow additional time for Staff to review responses to their Request for Qualifications.

Commissioner Hunthausen moved to table the item until the June 13 regularly scheduled meeting. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Agreement Between Lewis & Clark County and Benefis Spectrum Medical, Inc. for Medical Services at the Lewis & Clark County Detention Center. (Tammy Potter) The Commissioners will consider the agreement in the amount of \$239,500.00 for the period July 1, 2013 – June 30, 2014.

Capt. Dave Fradette reported on the renewal contract with Spectrum Medical that provides medical services to the Jail. The contract increase was due to the addition of nurse staffing on the weekends, and a second weekly visit by a nurse practitioner/physician's assistant/medical provider. Lewis & Clark County pays the medical costs of people in the Detention Center until they're adjudicated; once adjudicated, the State picks up the bill. Once incarcerated, inmates with Social Security benefits are dropped from the program. By State Statute, if it's a pre-existing condition or a self-inflicted wound while jailed, the inmate is responsible; however, the Detention Center generally ends up paying their medical costs even though every attempt is made to recoup the costs.

Eric Bryson added that for about a year and a half the option of having the County's Cooperative Health Center provide medical oversight and staff oversight of a nursing system for residents in the Detention Center has been considered; the service needed to be cost-effective and provide a comprehensive level of service. Ways of providing mental health services was also under study. Cost remained the issue as the Sheriff's Department, at large, and in the Detention Center in particular, was struggling financially because of increases in residents, costs for out-of-county holds, and medical costs.

Commissioner Murray noted it was a priority for the National Association of Counties' Health Committee to not have individuals lose their federal benefits once incarcerated, and they were lobbying Congress.

Captain Dave Fradette reported today's inmate population at 106; the facility is designed to hold 56. The County has agreements in place with Broadwater, Jefferson and Cascade Counties to house L&C County inmates. Once sentenced, the cost of incarceration was covered by the Dept. of Corrections. The estimated loss to the County by housing inmates in other counties' facilities was \$30,000 a month.

Commissioner Hunthausen added the Criminal Justice Coordinating Council has been assembled and was looking at those issues and going through a multi-year process to determine the best course forward; whether sighting a new jail, or some sort of remodel, or other options, and how the community would want to fund the chosen option.

No public comment was received

Commissioner Hunthausen moved approval of the Agreement Between Lewis & Clark County and Benefis Spectrum Medical, Inc. as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Montana Dept. of Transportation Right-of-Way Encroachment Permit. (Kyle Thomas) The Commissioners will consider the permit for encroachment on MDT right-of-way for the expansion of parking, installation of pedestrian facilities and storm water drainage improvements at the Cooperative Health Center, between Fee Street and Hannaford on 11th Ave., Helena.

Kyle Thomas, Ast. Public Works Director, reported on the Encroachment Application permit for the right-of-way on the MDOT right-of-way off of 11th Avenue adjacent to the Cooperative Health Center. The parking lot expansion was part of the CHC remodel project. A CTEP application was submitted to fund installation of a sidewalk, infilling of the ditch and connecting it with stormwater drainage; about \$150,000 was budgeted for this portion of the project. The encroachment application was part of the process.

No public comment was received.

Commissioner Hunthausen moved approval of the Encroachment Application Permit. The motion carried 3-0.

Helena Valley Mosquito District Bylaws. (~~Larry Hoffman~~) (Eric Bryson)

Eric Bryson presented the draft Bylaws for the Helena Valley Mosquito District and noted a spelling correction; in Article 3, "Responsibility."

Commissioner Murray. Questions of Staff? There are two mosquito districts; one in the valley, Helena Valley and the one in Wolf Creek/Craig.

Commissioner Good Geise. Mr. Chairman, I move that we accept, adopt or attest the Helena Valley Mosquito District Bylaws as presented.

Commissioner Hunthausen. Second.

Commissioner Murray. We have a motion and a second. Is there any public comment? All in favor of the motion signify by saying, "AYE."

Commissioner Hunthausen. Aye.

Commissioner Giese. Aye.

Commissioner Murray. Aye. Motion carries (3-0).

Task Order 14-07-5-01-025-0 to L&C County Unified Govt. Master Contract Covering the Period July 1, 2012 – June 30, 2019. (Drenda Niemann) The Commissioners will consider the task order providing for core maternal and child health services to pregnant women, non-pregnant women of childbearing age, infants younger than one year of age, children and adolescents under age 22, or children with special health care needs with MT Dept. of Public Health and Human Services in the amount of \$68,935.00 for the period July 1, 2013 – June 30, 2014.

Drenda Niemann, Div. Administrator, presented the contract with the Montana Dept. of Public Health and Human Services, the purpose of which was to provide funding support to Maternal and Child Health Services within our County. The program serves pregnant women, non-pregnant women of childbearing age, infants younger than one year and children and adolescents under 22, and children with special healthcare needs. The contract to perform home visiting was in the amount of \$68,935, for the period July 1, 2013, through July 30, 2014.

No public comment was received.

Commissioner Hunthausen moved to approve the Task Order as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Amendment No. Two to Task Order 13-07-5-31-032-0 Between Lewis & Clark County and MT Dept. of Public Health and Human Services. (Drenda Niemann) The Commissioners will consider the task order providing for maternal, infant, and early childhood home visiting infrastructure development (MIECHV-ID) in the amount of \$40,709.00 for the period Nov. 1, 2012 – Sept. 30, 2013.

Drenda Niemann, Div. Administrator, presented the Amendment No. Two to the contract with the Montana Dept. of Public Health and Human Services, MIECHV-ID Grant. The additional \$40,709 would be used for training and implementing a new evidence-based home visiting model called "Nurse-Family Partnerships."

No public comment was received.

Commissioner Hunthausen moved approval of Amendment No. Two to the Task Order, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Task Order 14-07-5-21-084-0 to L&C County Unified Govt. Master Contract Covering the Period July 1, 2012 – June 30, 2019. (Drenda Niemann) The Commissioners will consider the task order providing for the Farmers Market Nutrition Program in the amount of \$890 for the period 7/1/13 – 6/30/14.

Drenda Niemann, Div. Administrator, presented the Task Order providing an additional \$890 for the Women, Infant and Child Supplemental Nutrition Program participants to allow them to purchase fresh fruits and vegetables at the Farmers Market.

No public comment was received.

Commissioner Hunthausen moved approval of the Task Order to the Master Contract, as presented. Commissioner Good Geise seconded the motion. The motion carried 3-0.

Board Appointments: (Eric Bryson)

a. Weed Board

Weed Board –

Tim Tew completed his second term Dec. 31, 2012; agreed to serve until a replacement was found.

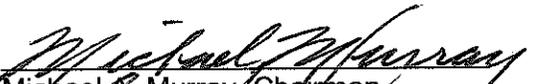
One new application was received: Sarah Howe-Cobb.

Commissioner Good Geise moved to appoint Sarah Howe-Cobb to a 3-year term on the Weed Board. Commissioner Hunthausen 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 9:52 a.m.

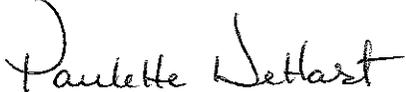
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael R. Murray, Chairman


Andy Hunthausen


Susan Good Geise

ATTEST:



Paulette DeHart, Clerk of the Board