

Deer Lodge, Montana

October 29, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Members Cele Pohle and Donna Young.

Commissioner Pohle reported on the Clark Fork River Basin Task Force meeting held on October 24, 2013. The meeting was advertised to meet in Deer Lodge, but was moved to Fairmont. Commissioner Pohle informed the group that she was not notified of the change of location. She also noted the proposed water rights changes by the Department of Natural Resources Council (DNRC) are of critical interest to the basin as a whole.

Commissioner Mannix reported on a fact finding trip to investigate the width of Birch and Main Streets in Ovando in reference to a Petition by Glen Collins of Ovando.

Commissioner Pohle also reported on the Council on Aging meeting.

Planner Brian Bender and GIS Tech David Corcoran met with the Board to present information on county roads crossing DNRC Trust Lands.

The drawing of salary warrants for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of October, 2013, were approved and a record of such is on file in the office of the Clerk and Recorder.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



DIANE S. GREY, Clerk

Deer Lodge, Montana

October 30, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Members Cele Pohle and Donna Young.

Commissioner Young reported on the Spotted Dog Wildlife Management Area working group meeting held last evening. Fish, Wildlife & Parks plans to not offer grazing leases on Spotted Dog in 2014.

Clerk and Recorder Diane Grey distributed the newly adopted Personnel Policy.

Paul Thompson with Gilman Construction inquired about gravel availability in the McKee Pit near Ovando. Action will be taken at a later date.

Commissioner Young was excused from the meeting at 4:00 P.M.

Meeting was adjourned by Presiding Officer Pohle.

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



DIANE S. GREY, Clerk

Deer Lodge, Montana

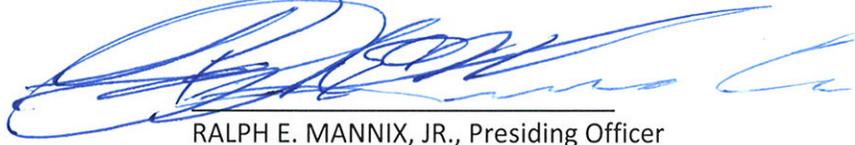
October 31, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Member Cele Pohle. Commissioner Young attended a meeting with District Three Road crew and arrived to the Commissioner meeting at 10:20 A.M.

Ruth Koehler, Disaster and Emergency Service Coordinator, presented the monthly report. She also reported on risk management policies and standards need for the county.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



DIANE S. GREY, Clerk

Deer Lodge, Montana

November 4, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Members Cele Pohle and Donna Young.

The Board met with Jack Owens of Stewart Title and County Attorney Lewis Smith regarding a strip of land in Section 21, T12N, R12W. Commissioner Pohle moved to issue a Quit claim deed to correct the county having taken possession of a 60' wide strip of ground on the west boundary of Section 21, T12N, R12W in Powell County, which was erroneously created by the Department of Revenue(DOR) and then taken by Powell County via a Tax Deed in 2007. This motion is contingent upon receipt of a letter from the DOR that the parcel was erroneously created. Commissioner Young seconded the motion and the motion carried.

The Commissioners received notice from the Montana Association of Counties of committee appointments for 2013-2014. They are as follows: Commissioner Pohle will serve on the Taxation Committed and Land Use and Development Committee; Commissioner Mannix will serve on the Agriculture Committee and Commissioner Young will serve on the Public Lands Committee.

Commissioner Young moved to adopt the Return to Work: Management Policy Statement presented by Safety Advisor Ruth Koehler. Commissioner Pohle seconded the motion and the motion carried. The Policy Statement is included in the Safety Manual in the Disaster and Emergency Services' office.

Commissioner Pohle moved to appoint Jim Anderson to the Arrowstone Park Board for a term ending in December 2016. The motion carried.

Sharon Applegate, Fair Board Chairman, was in to update the Board on the Fair financial report. She also said the Northern Rodeo Association presented the Powell County Fairgrounds with the "Most Improved Facility for 2013".

Visitor: Marwan Saba

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:


RALPH E. MANNIX, JR., Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

November 5, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Members Cele Pohle and Donna Young.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of October, 2013, and a record of such is on file in the office of the Clerk and Recorder.

The Board received confirmation from the Montana Department of Revenue (DOR) for documentation of action taken yesterday for a 60 foot wide strip of ground in Section 21, T12N, R12W. A Quit Claim Deed is being prepared by County Attorney Lewis Smith.

Commissioners Pohle and Young toured Crossroads 2, Sager Lane, Greenhouse Road and Peterson Road.

The Board received a copy of a letter from County Attorney to Glen Collins of Ovando regarding deficiencies in his petition to modify/abandon a plat of Ovando.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



DIANE S. GREY, Clerk

Deer Lodge, Montana

November 6, 2013

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr. and Members Cele Pohle and Donna Young.

Commissioner Pohle moved to adopt Resolution 2013-21. Commissioner Young seconded the motion. Discussion was held and District 1 Foreman Gary Larson concurred. The motion carried.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION 2013-21

WHEREAS, Beck Hill Road is a seasonally maintained county road between Deer Lodge and Highway 12 in Powell County, Montana; and

WHEREAS, the road during the winter months is unsafe for public use; and

WHEREAS, the County Commissioners of Powell County, Montana, in accordance with the provisions of Section 7-14-2127 MCA hereby seasonally limit public travel on the Beck Hill Road; and

WHEREAS, Landowners who need access to their property shall be permitted to do so;

NOW, THEREFORE BE IT RESOLVED:

1. That Beck Hill Road be seasonally closed to public travel, except as noted above; and
2. That the closure shall be noticed in the Silver State Post for the closure and opening date at the discretion of the Road District No. 1 Commissioner and Supervisor.

Dated this 6th day of November, 2013.

BOARD OF POWELL COUNTY COMMISSIONERS

S/ Ralph E. Mannix, Jr., Presiding Officer

S/ Cele Pohle, Member

S/ Donna Young, Member

ATTEST:

S/ Diane S. Grey, Clerk & Recorder

APPROVED AS TO FORM:

S/ Lewis K. Smith, Powell County Attorney

Beaverhead-Deer Lodge District Ranger, Charlene Bucha-Gentry met with the Board for updates on the forest. The Eastside Stewardship Project will expire in January 2014. If it is not renewed, a timber salvage may be possible.

Commissioner Mannix opened a Public Hearing to consider Resolution No. 2013-22. Public Comment was received from Lewis Smith. Mr. Smith was a proponent representing the Deer Lodge Rural Fire District. He stated that the transfer would result in more advantageous proximity and communications for the residents changing districts with the Deer Lodge Rural Fire District. Commissioner Pohle moved to close the Public Hearing. Commissioner Young seconded the motion and the motion passed. The Hearing was closed. Commissioner Pohle moved to adopt Resolution 2013-22, Commissioner Young seconded the motion and the motion carried.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION 2013-22

WHEREAS, the Legislature of the State of Montana enacted Sections 7-33-2126 and 7-33-2142 providing for the means by which a portion of one fire district may be annexed into another fire district; and

WHEREAS, the Petition has been circulated and obtained sufficient signatures to transfer a portion of the Race Track Fire District into the Deer Lodge Rural Fire District as shown on the attached map; and

WHEREAS, the Petition was submitted to the Powell County Board of County commissioners on May 31, 2013 and forwarded to the Race Track Fire District which delivered a Plan as required by Mont. Code Ann. 7-33-4142 (2011).

WHEREAS, the Powell County and Deer Lodge Boards of County Commissioners set a public hearing for November 6, 2013, which was publicized in the Silver State Post and Anaconda Leader as required by Mont. Code Ann. 7-1-2121 (2011).

WHEREAS, a public hearing was held at Powell County Courthouse on November 6, 2013 at which time no protests were presented signed by the owners of 40% of the owners of the real property in the district and 40% of the owners of the taxable value in either district.

WHEREAS, the Deer Lodge Rural Fire District showed at the public hearing that the transfer would result in more advantageous proximity and communications for the residents changing districts with the Deer Lodge Rural Fire District.

NOW THEREFORE BE IT RESOLVED:

The Petition of the residents of the Race Track Fire District to withdraw from the Race Track District and Annex themselves into the Deer Lodge Rural Fire District as shown on the attached map is hereby granted.

Done this 6th day of November, 2013.

POWELL COUNTY BOARD OF COUNTY COMMISSIONERS

S/ Ralph E. Mannix, Jr., Presiding Officer

S/ Cele Pohle, Member

s/ Donna Young, Member

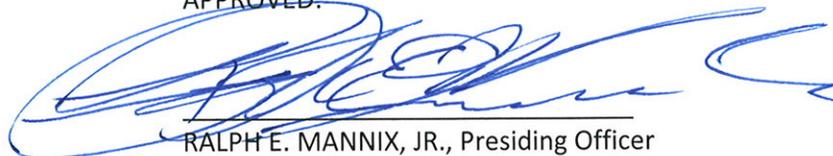
ATTEST:

S/ Diane S. Grey, Clerk & Recorder

Racetrack Fire Chief, Elmer McGhee was also present.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:

A large, stylized handwritten signature in blue ink, likely belonging to Ralph E. Mannix, Jr., is written over a horizontal line.

RALPH E. MANNIX, JR., Presiding Officer

ATTEST:

A handwritten signature in blue ink, likely belonging to Diane S. Grey, is written over a horizontal line.

DIANE S. GREY, Clerk