

**ANACONDA DEER LODGE COUNTY
COMMISSION MEETING
6:00 P.M. TUESDAY, JUNE 16, 2020
Webex**

Present: District 1, Commissioner Terry Vermeire, District 2 Commissioner Steve Gates, District 3 Commissioner Kevin Hart (Chair), District 4 Commissioner Paul Smith, District 5 Commissioner Mike Huotte (Vice-Chair), County Attorney Krakowka, Clerk of Commission Lori Sturm and Webex Facilitator Kimberly Richardson.

Excused Absence: CEO Bill Everett

Members of the Press: Kathie Miller, Anaconda Leader

Members of the Public: Per Webex Sign-In

Commissioner Hart – Roll Call of Commission - Called the meeting to order.

Commissioner Hart performed all votes on the Agenda by roll call of commissioners.

Approval of Minutes

Approval of Minutes from the Commission Meeting of June 2, 2020 and the Commission Work Session of June 9, 2020.

Motion made by Commissioner Smith to take action to approve the Minutes from the Commission Meeting of June 2, 2020 and the Commission Work Session of June 9, 2020.; Seconded by Commissioner Vermeire.

Motion Carried 5-0

Approval of Claims

Motion made by Commissioner Huotte take action to authorize the payment of claims numbered 134110 through 134222 in the amount of \$718,855.37; Seconded by Commissioner Gates.

Motion Carried 5-0

Reports of Boards, Committees and Officials

Commissioner Huotte – Attended the Budget Hearings yesterday at the Library.

Commissioner Smith – Nothing to Report

Commissioner Gates – Attended on June 10 a Zoom meeting with Head Start Council

Commissioner Vermeire – Attended a DUI Task Force Meeting and a Superfund meeting.

Commissioner Hart – Nothing to report

County Attorney Krakowka – Attended a Budget meeting for County Attorney's office, and the budget

meeting for the Victim Witness Advocacy office, attended a Multi-disciplinary task force meeting and a DUI Meeting.

UNFINISHED BUSINESS

Amendment Number Three to Contract Number 19-07-25-5-11-020-0 to provide teen pregnancy and sexually transmitted infection prevention programs with approved evidence-based curriculum to Deer Lodge County during SFY 2021

Motion made by Commissioner Vermeire to take action to approve Amendment Number Three to Contract Number 19-07-25-5-11-020-0 to provide teen pregnancy and sexually transmitted infection prevention programs with approved evidence-based curriculum to Deer Lodge County during SFY 2021; Seconded by Commissioner Huotte.

Motion Carried 5-0

Request for Qualification (RFQ) from (WET) Water and Environmental Technologies for the Wastewater Treatment Plant (WWTP) Upgrade Project Engineering Services

Motion made by Commissioner Gates to take action to approve the Request for Qualification (RFQ) from (WET) Water and Environmental Technologies for the Wastewater Treatment Plant (WWTP) Upgrade Project Engineering Services; Seconded by Commissioner Smith.

Motion Carried 5-0

Institutional Controls Program Contractor Request for Proposals – Water and Environmental Technologies (WET)

Motion made by Commissioner Vermeire to take action to approve the Institutional Controls Program Contractor Request for Proposals – Water and Environmental Technologies (WET); Seconded by Commissioner Gates.

Motion Carried 5-0

Water & Environmental Technologies (WET) – Anaconda IC's (Institutional Controls) Program Client Services Agreement .

Motion made by Commissioner Vermeire to take action to approve the Water & Environmental Technologies (WET) – Anaconda IC's (Institutional Controls) Program Client Services Agreement; Seconded by Commissioner Huotte.

Motion Carried 5-0

Proposal for the Anaconda Softball Leagues to begin playing softball at the Charlotte Yeoman Martin Sports Complex per Bill Hill

- Commissioner Hart, Bill Hill, Leigh Ann Holmes of Public Health and Gary Brunel discussed how this could be safely handled. They talked about limiting the groups to 50 or less per field and who would police this group. Bill Hill stated that himself, Gary Brunel and Traci Thomas would be on the watch for the crowds.

Two different plans were given to the Commission. Mr. Hill said both plans were very similar and followed the state official guidelines. the governor's guides for phase II, along with some information from Butte Silver Bow. Only 2 fields would be used, and the times would be staggered. The Rest rooms and sanitization were also discussed. Leigh Ann Holmes from public health stated that cleaning the restrooms before and after games would not be adequate if spectators were allowed. If there are no spectators . . . cleaning at the beginning and end of every game would be sufficient. Gary Brunel stated that the restrooms would be sanitized before the first game, sanitized for the second game and when the night is over sanitized again and closed. Mr. Hill believes that on average there is not more than 25 people per field. There was also a discussion about the players having to sign a COVID-19 liability release waiver. County Attorney Krakowka believes waivers look nice but are not working. Commissioner Hart requested clarification from public health that this was discussed with the CEO and that the CEO is in agreeance with no spectators, the use of bathrooms for players and sanitizing would be done by the softball association. Leigh Ann Holmes responded with a "Yes".

Motion made by Commissioner Gates to take action to approve Proposal for the Anaconda Softball Leagues to begin playing softball at the Charlotte Yeoman Martin Sports Complex, based on plan 1 and no spectators and the sanitizing schedule; Seconded by Commissioner Vermeire.

Motion 5-0

Agreement Between Anaconda-Deer Lodge County and Anaconda Police Protective Association / 911 Dispatchers - July 1, 2020 – June 30, 2021

Motion made by Commissioner Huotte to take action to approve the Agreement Between Anaconda-Deer Lodge County and Anaconda Police Protective Association / 911 Dispatchers - July 1, 2020 – June 30, 2021; Seconded by Commissioner Smith.

Motion Carried 5-0

**Appointments to the Urban Renewal Agency Board per Ordinance No. 260 (Attached)
The Board shall consist of 5 members holding office for four (4) years. Staggered years per Section 2-668**

Members should consist of the following:

- A-DLC Planning Director
- A Local Business Owner
- A Banking Official
- 2 Citizens at large

The following individuals have requested appointment to the Urban Renewal Agency Board. (letters attached)

- Kristy McKay – Banking Official, Glacier Bank
- Rose Nyman
- Pam West – Realtor for Anaconda Realty
- Jim Davison
- Teah Fuller
- Dawn Dee – Local Business Owner

- Commissioner Hart – Recommended the Planning Director for a period of 4 years.

Motion made by Commissioner Vermeire to take action to appoint Carl Hamming, Planning Director, to the Urban Renewal Agency Board for a term of 4 years; Seconded by Commissioner Gates.

Motion Carried 5-0

- Commissioner Hart – Next appoint is the appoint of a local business owner. Discussion for length of time for the Business owner.
- Commissioner Gates – Recommend a 2-year term

Motion made by Commissioner Huotte to take action to appoint a Dawn Dee, as the local business owner, to the Urban Renewal Agency Board for a term of 2 years; Seconded by Commissioner Vermeire.

Motion Carried 5-0

- Commissioner Hart – Next item is to appoint a banking official to the URA board. The term needs to be discussed. Went over the section of Ordinance 260 pertaining to members and terms of the initial board.

Motion made by Commissioner Vermeire to take action to appoint Kristy McKay as the Banking Official, to the Urban Renewal Agency Board for a term of 4 years; Seconded by Commissioner Smith.

Motion Carried 5-0

- Pam West – Although I don't know any of the board members personally, I have been a part of the community for 5 years. I work for Anaconda Realty. I have a vested interest in the business Community; I have been a part of the Accelerate Anaconda program and see the vision to improve business owner's livelihood. Would like to be a part of this committee.

Motion made by Commissioner Huotte to take action to appoint Rose Nyman as a Citizen at Large to the Urban Renewal Agency Board for a term of 3 years; Seconded by Commissioner Gates.

Motion Carried 5-0

- Commissioner Hart – Named the remaining individuals who would be available for a 1-year term. Pam West, Jim Davison and Teah Fuller. A lot of good people have put in for this. We must limit it to 5.

Motion made by Commissioner Gates to take action to appoint Jim Davison as a Citizen at Large to the Urban Renewal Agency Board for a term of 1 year; Seconded by Commissioner Huotte.

Motion Carried 5-0

Old Works Golf Course purchase of Spin Relief Grinder for the price of \$40,942.00

Motion made by Commissioner Smith to take action to approve the Old Works Golf Course purchase of Spin Relief Grinder for the price of \$40,942.00; Seconded by Commissioner Vermeire.

Motion Carried 5-0

Position Description for a Public Health Nurse II

Motion made by Commissioner Vermeire to take action to approve the Position Description for a Public Health Nurse II; Seconded by Commissioner Gates.

Motion Carried 5-0

Request for Reappointment by Bob Wren to the Historic Resource Board. (Letter Attached)

Motion made by Commissioner Huotte to take action to approve the reappointment of Bob Wren to the Historic Resource Board; Seconded by Commissioner Smith.

Motion Carried 5-0

Cooperative Law Enforcement Agreement Between The Anaconda Police Department and the USDA, Forest Service DeerLodge-Beaverhead National Forest and Anaconda Job Corps Civilian Conservation Center.

Motion made by Commissioner Gates to take action to approve the Cooperative Law Enforcement Agreement Between The Anaconda Police Department and the USDA, Forest Service DeerLodge-Beaverhead National Forest and Anaconda Job Corps Civilian Conservation Center; Seconded by Commissioner Vermeire.

Motion Carried 5-0

Request for Proposals for Housing Market Analysis & Study Anaconda-Deer Lodge County

Motion made by Commissioner Smith to take action to approve the Request for Proposals for Housing Market Analysis & Study Anaconda-Deer Lodge County; Seconded by Commissioner Gates.

Motion Carried 5-0

The CEO would like to designate Allen Green for his position on the Old Works Golf Course Authority Board.

- Commissioner Hart – He would be a good person to have on the board, I support his appointment.

Motion made by Commissioner Huotte to take action to approve Allen Green as the designee for the CEO's position on the Old Works Golf Course Authority Board; Seconded by Commissioner Gates.

Motion Carried 5-0

Request to set a Public Hearing Date on the proposed amendment to change the development district designation of the residential property at 807 W. Park to the same Commercial Development District as the convenience store at 821 W. Park (Town Pump)

- Commissioner Hart - The CEO brought up last week and this involves Town Pump. We would be looking at setting this for a public hearing on the July 7th meeting. That would give us enough time for the advertisements required by law.

Motion made by Commissioner Gates to set a Public Hearing Date of July 7, 2020 on the proposed amendment to change the development district designation of the residential property at 807 W. Park to the same Commercial Development District as the convenience store at 821 W. Park; Seconded by Commissioner Vermeire.

Motion Carried 5-0 to set Public Hearing Date for July 7, 2020

First Reading and setting of a Public Hearing to an Amendment to Ordinance No. 259 (amended due to the COVID-19 Pandemic), An Ordinance Creating a Committee to obtain public input on the sale, distribution and/or use of alcohol on Kennedy Common.

- Commissioner Hart – Explained why they were not able to have the meetings due to COVID-19. The scope of the committee does not change it changes the deadline and allows for meetings to be web based if necessary. We would be looking at July 7, 2020 for a public hearing.

Motion made by Commissioner Smith to take action to set a first reading to Amendment of Ordinance No. 259 and set a date of July 7th for a public hearing; Seconded by Commissioner Huotte.

Motion Carried to set Public Hearing Date for July 7, 2020 5-0

NEW BUSINESS

Canvas of Primary Election June 2, 2020

- Amanda Wilson, Election Administrator – Available for questions on the Canvas of votes.
- Commissioner Hart – All the Commission knows the outcome and have received notice of the canvas in the packet which is also public record.
- Bobbie Frank – I helped to work on the election, and Amanda did an amazing job. She was composed and had great knowledge.

Motion made by Commissioner Vermeire Smith to take action to approve the Canvas of Primary Election results of June 2, 2020; Seconded by Commissioner Gates.

Motion Carried 5-0

- Rose Nyman – In reviewing the election canvas I noticed that District 1 still has a larger number of registered voters. Those districts should be close in numbers. I know it can't be changed before

the general election. The County should look at that for next year. The numbers should be evened out.

- Commissioner Hart – We should be able to look at that.

Anaconda/Deer Lodge County 2020-2021 DUI Task Force Plan, July 1, 2020 – June 30, 2021

Motion made by Commissioner Vermeire to take action to approve the Anaconda/Deer Lodge County 2020-2021 DUI Task Force Plan, July 1, 2020 – June 30, 2021; Seconded by Commissioner Smith.

Motion Carried 5-0

MISCELLANEOUS –

Commissioner Huotte – No Miscellaneous

Commissioner Gates – No Miscellaneous

Commissioner Smith – No Miscellaneous

Commissioner Vermeire – No Miscellaneous

Commissioner Hart – No Miscellaneous

County Attorney Krakowka – No Miscellaneous

Public Comment

Kimberly Richardson, Extension Agent – Just wanted to let you know that the Fair Board met and voted; they are going forward with a full fair as planned, minus the carnival. The Commission and the county is going to be asked for their part. It is concerning on multiple fronts. A Powell county board member has already resigned over the situation. Just want to bring this to your attention.

- Commissioner Hart – My understanding that the meeting was heated.
- Kimberly Richardson – It was extremely heated and very contentious on multiple ends. As far as 4 H is concerned we have a plan with strict multiple pages of guidelines. The big concern is about the public. This is contrary to the idea that this would be supported while the other entities have been shut down. My 4 H leaders are concerned especially about liability. The MSU Extension lawyer believes that the liability is high. This is an issue that needs to be brought to your attention.
- Commissioner Hart – Questioned the reason for the board members resignation..
- Kimberly Richardson – The reason is she has an underlying condition and going on with the full fair was not in the best interest of her health.
- County Attorney Krakowka – Given the current crisis and the actions of this county; we have taken multiple actions to reduce exposure. A lot of major events will not be happening this summer. Believes it is irresponsible to participate in a fair right now; or let Anaconda -Deer Lodge County lend support at this time given the current circumstances. I feel bad for the kids raising 4 H animals, but there is potential significant liability. It is up to the Commission to decide if they want to participate in this fair.
- Commissioner Hart – My understanding is that the Governor has stated that Phase 3 is still some time off.

Kathie Miller, Leader – Redistricting should be based on population; not on the number of registered voters. Under the impression that redistricting would happen after a census.

- Commissioner Hart – Believes that information is probably correct. Would have to look at the statute. Not sure when the last redistricting took place. We will have to look at this to make sure we are providing the proper service for the county.

Rose Nyman – Attended all the budget hearings for the last 2 days. My understanding is that A-DLC will not be financially supporting the fair.

- Commissioner Hart – We will have to address that with the CEO.

Leigh Ann Holmes, Public Health – Brought up that Traci Thomas should be on the line and has a request regarding opening of the pool. She has been working with me.

- Traci Thomas, A-DLC – Recreation Coordinator, Submitted a proposal to Lori today. Hoping time wise to get the public pool open. Feels the kids need something to do. My concern is the percent of population that may go to Splash MT and the Butte water park. They will be around other swimmers from other states and coming back here. Explained to the Commission how the pool, could be segregated with different options and activities involving lap swim, adult swimming, lessons, private pool parties, and open swimming.
- Commissioner Hart – My concern is in the pool in the summer the pool is literally packed. I don't know how you would social distance without turning kids away. Sounds like a logistics nightmare. Will have to see the proposal.
- Traci Thomas – According to state guidelines which states 75% capacity; this would be about 115 swimmers. The maximum in the past is about 40 swimmers. The proposal minimizes the entire facility to hold not more than 50 people including staff. I feel this this would be easily attained to meet the standards.
- Commissioner Hart – Will have to have a conversation with the CEO and see what direction we can take with this.

ADLC Public Meeting Dates

Commissioner Hart read the meeting dates and times.

Adjournment

Meeting was adjourned at 7:19 p.m.



Lori Sturm
Clerk of Commission



Kevin Hart
Commission Chair