

**Glacier County Commissioners  
Tuesday, December 3, 2019  
Regular Meeting  
Cut Bank, MT**

The Glacier County Board of Commissioners met at a regular scheduled meeting at 9:00 am Tuesday, December 3, 2019. Commissioners Michael DesRosier, Tom McKay and Commissioner Overcast were present and Clerk & Recorder Mandi Bird Kennerly taking minutes.

**Present at the Meeting:** Kyla Presnell & Darrell Hall, Public; Jim Yeagley, Glacier County Planner

**A. Roll Call**

Meeting called to order @ 9:06 a.m.

**B. Approval of Agenda**

**C. Reading of the Minutes: 11/14/19 & 11/18/19**

**Commissioner McKay motions to approve the minutes from 11/14/19 & 11/18/19; Commissioner Overcast seconded; motion carried.**

**NEW BUSINESS:**

**D. Discussion: Glacier County Community Issues**

Kyla Presnell, Public talks about the St. Michael's Cemetery ownership issue. She did receive an email from Holly Henkel, Blackfeet Tribal Land Department regarding the ownership issue and what the tribal land department is doing on their end. Kyla states that we have some very prominent people and a World War II Memorial at the St. Michael's Cemetery. Kyla had asked the tribe if they had a set date for the GPS work that will need to be done. She was informed that they would hold off on the GPS work until spring.

Kyla asks about the progress with Stahly and where we are with the projects, we have with them. Commissioner DesRosier states that he did meet with Stahly at the MACo Annual Conference in September and they gave an update on our projects. So therefore, were still working on the CIP plan, Library plan and the Mercantile projects to date.

Kyla states that there should be excess funds at the end of the year that go into a Capital Improvement Fund for projects in the future. Commissioner DesRosier states that they already do this, but right now were just trying to hold on to the funds we have to operate and any excess will go into the CIP at the end of the fiscal year. Our plan going forward is to meet our budget and set any extra funds aside.

Kyla asks about Rita Neuman's EMS Consultant Expired Contract. She states that she has requested Rita's 90-day extension contract and has not been successful in getting a copy. She had requested the 90-day extension contract from Clerk & Recorder Kennerly, but was informed that she didn't have a contract to give. Commissioner DesRosier states that he has yet to see one. Commissioner McKay states that from what I understand her contract is done

when we settle with I.H.S. Kyla states that they can't pay her until there is a new contract drawn up to keep safe from lawsuits. Commissioner DesRosier will talk with Glacier County Human Resources and the County Attorney regarding this matter. Commissioner McKay states that he was sure this was all worked out already. Commissioner DesRosier states that Rita has been very valuable to the EMS program. Kyla states "Yes, I know she has, but I'm just looking out for you legally." They have a lengthy discussion on this subject.

Kyla asks about the Cash Reconciliations and where the county is with them getting current and approved. Commissioner Overcast reassures that were close in getting them all complete. Commissioner McKay states that Audrey of Wipfli was on vacation last week, but were hoping this week she will have the rest of the months complete. Kyla asks why they haven't received the official cash reports to present and approve by the commissioners. Commissioner McKay states that this would be a question for Don Wilson, GC Treasurer.

Kyla talks about approving legal contracts without them in hand. You approved contracts without them in front of you. Commissioner DesRosier states that he did see the contracts and had discussions on the phone and seen them via email. So, we technically didn't approve the contract without seeing it. Kyla states that I'm going to be blunt in my next question. You are required to see the documents your approving in order to make a decision and/or approval in your meetings. Commissioner DesRosier states that he usually has seen the document via email and/or a phone call. Kyla states that you've seen a contract, but the other (2) commissioners need to also see the contracts before a decision is made. Commissioner DesRosier states that he can make the recommendation to approve to the other commissioners. He also states that Commissioner McKay had seen it, but Commissioner Overcast not so much. This is something I can do, this in my role as chairman of the board. This works great, I put something out on the table and sell my idea to the others. I can push things through as a chairman, but I don't usually do this. Kyla explains that when you approve the contracts without a copy it puts Clerk & Recorder Kennerly in a position. Commissioner McKay states that I support Commissioner DesRosier 100% on any decision and if he see's something detrimental to the county he will tell me, but I trust his decisions. Commissioner DesRosier states that if we have time to properly put it on the agenda we will, but some of these things are time sensitive for an approval especially with the I.H.S. issue we're under the gun. I get calls at home all the time from HR and the County Attorney, and sometimes I tell them we will need to approve the item in an official meeting. But, with the lawsuits and attorney's it's a decision that needs to be made right away. Kyla "Clerk & Recorder Kennerly do you have the 2<sup>nd</sup> Contract that was approved for Carlyle Consulting?" Clerk & Recorder Kennerly replies "No." Kyla states that this is what I'm saying is she still doesn't have a copy and the approval was in November. There is a fracture in the system. She also talks about when they were approving resolutions when Clerk & Recorder Hall was here and it did get you into a bind approving the resolutions without them in front of you. Kyla states "Is it important that I see the contracts?" She states "No, it' just so that I can read them for my own benefit." I am always thinking about Glacier County as a whole. Commissioner DesRosier I agree with you that it does created the perception that we are hiding things, but this is far from the case. Lengthy discussion on this subject. Kyla asks about CFO Chancy Kittson and if he has set hours as I can never get in touch with him. Commissioner DesRosier states that we have told him not to answer his door or phone

as he is busy working with numerous timely projects. Commissioner Overcast states that he has received emails at all hours of the day from Chancy and Commissioner McKay as well.

Kyla talks about Amy Overstreet leaving the Cut Bank Chamber of Commerce and her involvement with the Mercantile. She would like to know who will be the contact person for the project for Amy. Commissioner DesRosier states that she's been a great asset to the Chamber, but were not sure who will take Amy's place. Commissioner McKay states that Amy is very dedicated and he assumes that she will still carry that ball. Commissioner DesRosier states that he will touch base with Stahly to make sure their aware of her leaving and if they need to appoint another contact.

## **OTHER BUSINESS:**

### **E. Public Comment**

Darrell Hall came to see the commissioners about the Norman Tract and the road into his business that is located within the Norman Tract Subdivision. I bought Ken Paul's old property. My tax bill reflects that I pay taxes to the road and weed department as well as others. I would like to turn this road back into a county road. I have several documents with descriptions and easements, also it is fee land. Darrell states that he is scheduled to meet with Jim Yeagley, GC Planner to discuss the options. Commissioner DesRosier states that he needs to make sure that the easements and documents are cleared to turn it over to the county. We don't have the money at this time to take over any more roads, but make sure to get your documents in order as I do believe there is a bus route through there as well and this is a different type of road compared to others. Commissioner DesRosier states that he wants to talk with some of the other counties to see how they handle subdivisions and roads within. Darrell states the reason I'm inquiring is that the road tax is right on the top of my bill. The commissioners state that everyone comes to them with the same statement, but it's just a normal tax for everyone within the county whether you have a road or not. Commissioner DesRosier states that he should still pursue getting the documentation in order, as I'm sure this is a different circumstance due to the subdivision. Darrell steps out of the meeting with Jim to get this figured out.

Jim Yeagley & Darrell Hall return to the meeting with a Plat of the Norman Tract Subdivision. The commissioners have a discussion on the road with Darrell & Jim. Jim states that most roads have county easements, but it doesn't state that the county owns the road. The documentation in the Clerk & Recorder's office are just to be referred to as a tract of record for the purpose of keeping things in order.

Kyla asks Jim Yeagley about Corrigeux Road and the road going down below where George Corrigeux use to live. He had turned that portion of the road over to the county long ago. Last winter Valerie Wadman the new owner to the property was snowed in and they asked why the county didn't go down and plow. Kyla states she asked John "Snoop" Evans, Road Supervisor why and he stated that they didn't have record that it is in fact a county road. He stopped grading past the top of the hill. They still won't go past the top of the hill. Jim states that Kyla will just need to prove the paper trail. Kyla states that she has turned over all of her papers and research to John, but nothing has happened. Kyla then talks with the commissioners on this subject.

Commissioner DesRosier would like to state for the minutes that the next scheduled meeting on Tuesday, December 10, 2019 in Browning will be cancelled due to the 2019 Elected Officials Training in Helena December 9-11, 2019. A notice of the cancelled meeting will be sent out today by Clerk & Recorder Kennerly.

**F. Next Meeting – Thursday, December 12, 2019 – Cut Bank**

Commissioner McKay motions to adjourn @ 12:14 p.m.; Commissioner Overcast seconded; motion carried.