

BOARD OF COUNTY COMMISSIONERS ADMINISTRATIVE PUBLIC MEETING MINUTES

MISSOULA COUNTY ADMINISTRATION BUILDING, 199 WEST PINE STREET, ADMIN ROOM 206

June 30, 2022

ATTENDANCE

Present: Commissioner Vero, Commissioner Slotnick, Commissioner Strohmaier, Chris Lounsbury, Andrew Czorny, Mel Fisher, Allison Franz, Anna Conley, Brian West, Erica Grinde, Jason Hauser, Shane Stack, David Wall, Sarah Bell

Other attendees: Violet Plummer, Dylan Jaicks, Emmie Bristow, Erik Dickson, Jackson Lee, Kim White, Kyla Lehnerz, Sheryl Ziegler, Sindie Kennedy, Billie Ayers, Kim Bauer, Bridget Johnson, Lisa Sherppard, MCAT

I. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Commissioner Strohmaier commented that the Beartracks Bridge dedication ceremony has been officially rescheduled until Indigenous Peoples' Day on Oct. 10, 2022.

II. CONSENT AGENDA

Moved: David Strohmaier

Second: Josh Slotnick

Motion: To approve items 1 through 22 on the consent agenda.

Vote: Yes 3, No 0, Abstained 0

Additional Info: Consent agenda items approved as written

1. Request board approve chair to sign an agreement with Orolia Spectracom for the purchase of GPS Reference Oscillators and components for the Missoula County Public Safety Radio simulcast system in the amount of \$94,800.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1285. Electronically sent to Adriane Beck, Office of Emergency Management.

2. Request board approve agreement between the City of Missoula (COM) and the Missoula City-County Health Department (MCCHD) for delivery of the "Prevent T2 Diabetes Prevention Program" (Prevent T2 DPP) for 07/01/22-06/30/24. Reimbursement of \$500 will be made per participant in accordance with attendance parameters stated in Section 2.

Electronically sent to Julie Mohr, Missoula City-County Health Department.

3. Request board approve Professional Services Agreement (PSA) between St. Patrick Hospital and the Missoula City-County Health Department for the Coordinated Approach to Child Health (CATCH) program for FY23. Compensation in the amount of \$42,417.

Missoula City-County Health Department recorded with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1314. Electronically sent to Julie Mohr, Missoula City-County Health Department.

4. Request board approve chair to sign a Certification Regarding Lobbying to meet a requirement of the U.S. Environmental Protection Agency to partially meet start-up conditions of the Brownfields Assessment Grant awarded to Missoula County.

Certification filed with Clerk and Recorder/Treasurer's Office: Book 1078 Page 14. Electronically sent to Sindie Kennedy, Community and Planning Services.

5. Request board approve Amendment to Contract for IV E Legal Services, Contract Number 20223LEG0004 with the Montana Department of Health and Human Services for reimbursement of

allowable costs relating to representation of DPHHS in dependent neglect proceedings.

Electronically sent to Brian West, County Attorney's Office.

6. Request board approve Professional Services Agreement Amendment extending a contract with Ashley Mooney for music direction at the Montane Stampede Rodeo at the Western Montana Fair for an additional three (3) years at the cost of \$4,000 per year.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1286. Electronically sent to Billie Ayers, Fairgrounds Management.

7. Request board approve Professional Services Agreement Amendment extending a contract with Roger Mooney for announcer services at the Western Montana Fair for an additional three (3) years at the cost of \$10,000 per year.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1287. Electronically sent to Billie Ayers, Fairgrounds Management.

8. Request board approve Professional Services Agreement Amendment extending the contract with Montex for video production at the Western Montana Fair for an additional two (2) years at a cost not to exceed \$17,000 per year.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1288. Electronically sent to Billie Ayers, Fairgrounds Management.

9. Request board approve Professional Services Agreement Amendment extending the contract with Tracy Lopez for entertainment direction at the Western Montana Fair for an additional three (3) years at the cost of \$3,150 per year.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1352. Electronically sent to Billie Ayers, Fairgrounds Management.

10. Request board approve Professional Services Agreement with Voyager Productions for sound production services at the Western Montana Fair for a three-year term at a cost of \$25,575 per year.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1309. Electronically sent to Billie Ayers, Fairgrounds Management.

11. Request board approve chair to sign an advertising agreement with the Missoulian for legal advertising from 7/1/2022 through 6/30/2024.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1289. Electronically sent to David Wall, Auditors Office.

12. Request board approve contract with LB Lawn and Fencing for fencing improvements at Big Sky Park, Rosecrest Park and West Riverside Park at a cost not to exceed \$33,150

Electronically sent to Jackson Lee, Community and Planning Services.

13. Request board approve the employment agreement between Missoula County and Chet Crowser to serve as the Chief Lands and Communities Officer from June 2022 to July 1st 2025.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1303. Electronically sent to Chris Lounsbury, Commissioners' Office.

14. Request board approve professional services agreement with Hensley & Associates, LLC for legislative lobbying services.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1291. Electronically sent to Anne Hughes, Commissioners' Office.

15. Request board approval for a standard employment agreement between Torrye Hart, LCSW, and Partnership Health Center-Missoula County with a pay rate of \$32.83 per hour, budgeted at 40 hours per week.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1293. Electronically sent to Karen Harrison, Human Resources.

16. Request board approval on the Amendment to Exhibit B of the employment agreement between Jazmin Nelson, DMD and Partnership Health Center-Missoula County to extend or renew the terms of this Agreement. The terms of this agreement are July 1, 2022 – June 30, 2023 with a pay rate of \$93.54 per hour.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1294. Electronically sent to Karen Harrison, Human Resources.

17. Request board approval on the Amendment to Exhibit B of the employment agreement between Michael Duchscher, APRN and Partnership Health Center-Missoula County to extend or renew the terms of this Agreement. The terms of this agreement are July 1, 2022 – June 30, 2023 with a pay rate of \$54.34 per hour.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1296. Electronically sent to Karen Harrison, Human Resources.

18. Request board approval on the Amendment to Exhibit B of the employment agreement between Moses Lemeza, PharmD and Partnership Health Center-Missoula County to extend or renew the terms of this Agreement. The terms of this agreement are July 1, 2022 – June 30, 2023 with a pay rate of \$66.59 per hour.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1297. Electronically sent to Karen Harrison, Human Resources.

19. Request board approval for a standard employment agreement between Hannah Bymaster, DDS, and Partnership Health Center-Missoula County with a pay rate of \$68.94 per hour, budgeted at 40 hours per week.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1298. Electronically sent to Karen Harrison, Human Resources.

20. Request board approval for a standard employment agreement between Marge Baack, and Partnership Health Center-Missoula County with a pay rate of \$42.99 per hour, budgeted at 40 hours per week.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1300. Electronically sent to Karen Harrison, Human Resources.

21. Request board approval for a standard employment agreement between Curt Tweedy, LCSW, and Partnership Health Center-Missoula County with a pay rate of \$36.45 per hour, budgeted at 40 hours per week.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1301. Electronically sent to Karen Harrison, Human Resources.

22. Request board approval for a standard employment agreement between Rebecca Annis, LCSW, and Partnership Health Center-Missoula County with a pay rate of \$33.65 per hour, budgeted at 40 hours per week.

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1290. Electronically sent to Karen Harrison, Human Resources.

III. ACTION ITEMS

1. Request board approve chair to sign a Memorandum for Record to the U.S. Department of Army to reflect an increase in federal funding from the U.S. Army Corps of Engineers for the Buena Vista Wastewater System Improvement Project, Phase II.

Presenter: Sindie Kennedy
Moved: Josh Slotnick
Second: David Strohmaier
Motion: Motion approved as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:

Contract/Project Begin Date:

Contract/Project End Date:

Electronically sent to Sindie Kennedy, Community and Planning Services.

2. Request board approve chair to sign an amended grant agreement between Missoula County and the Montana Department of Commerce for the CDBG Housing Rehabilitation Program that will support a housing rehab project in Seeley Lake.

Presenter: Sindie Kennedy
Moved: David Strohmaier
Second: Josh Slotnick
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:

Contract/Project Begin Date:

Contract/Project End Date:

Electronically sent to Sindie Kennedy, Community and Planning Services.

3. Request board approve Professional Services Agreement with A&E Design, Inc, for services desired related to programming and design and future sub-projects and sub-proposals for the Missoula Federal Building at a cost not to exceed \$622,240.

Presenter: Mel Fisher
Moved: Josh Slotnick
Second: David Strohmaier
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:

Contract/Project Begin Date: 7/1/2022

Contract/Project End Date: 12/31/2023

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1292. Electronically sent to Melissa Fisher, Commissioners' Office.

4. Request board approve contract with DJ & A for design & engineering services on priority shared-use pathways within the Missoula County trail system at a cost not to exceed \$244,725.

Presenter: Jackson Lee
Moved: David Strohmaier
Second: Josh Slotnick
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:
Contract/Project Begin Date: 6/30/2022
Contract/Project End Date: 1/31/2023
Electronically sent to Jackson Lee, Community and Planning Services.

5. Request board approve Professional Services Agreement with HDR Engineering Inc. for the 30% design of South Avenue and River Pines Road between Clements and Blue Mountain Road for a price not to exceed \$51,856.

Presenter: Shane Stack
Moved: Josh Slotnick
Second: David Strohmaier
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:
Contract/Project Begin Date:
Contract/Project End Date:
Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1295. Electronically sent to Shane Stack, Public Works.

6. Request board approve a 10-year agreement with Neil Bachman allowing Missoula County to conduct gravel crushing operations at the Hayes Pit in Potomac.

Presenter: Erik Dickson
Moved: David Strohmaier
Second: Josh Slotnick
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0
Additional Info:
Contract/Project Begin Date: 6/28/2022
Contract/Project End Date: 1/31/2032
Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1299. Electronically sent to Erik Dickson, Public Works.

7. Request board approve an amended lease agreement between Wyckman Properties LLC and Missoula County for an additional \$2,510.04 per month.

Presenter: Kim White
Moved: Josh Slotnick
Second: David Strohmaier
Motion: Motion passed as written
Vote: Yes 3, No 0, Abstained 0
Additional Info:
Contract/Project Begin Date:
Contract/Project End Date:

Agreement filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1353. Electronically sent to Shantelle Gaynor, Community Justice Department.

8. Discussion and next steps on appeal of summary judgment order in DV ADD-2020-558.

Presenter: Anna Conley
Moved: David Strohmaier
Second: Josh Slotnick
Motion: To authorize the county attorney's office to proceed with appeal on any and all claims
Vote: Yes 3, No 0, Abstained 0

Additional Info:

Contract/Project Begin

Date:

Contract/Project End Date:

Electronically sent to Brian West, County Attorney's Office.

9. Request board approve and authorize Erica Grinde, Director of Risk Management & Benefits, to sign authorizations to bind insurance coverage for property, equipment breakdown, fine arts, cyber liability, and liability insurance coverages for FY23 (coverages effective 7/1/22-6/30/23). Recommend Board reject coverage for automobile comprehensive & collision coverage.

Presenter: Erica Grinde
Moved: David Strohmaier
Second: Josh Slotnick
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0

Additional Info:

Contract/Project Begin Date: 7/1/2022

Contract/Project End Date: 6/30/2023

Electronically sent to Erika Grinde, Risk and Benefits.

10. Request board approve Contract with Sentinel Mechanical for Cooling Coil Replacement at the County Courthouse for \$25,624.

Presenter: Jason Hauser
Moved: Josh Slotnick
Second: David Strohmaier
Motion: Motion passed as written.
Vote: Yes 3, No 0, Abstained 0

Additional Info:

Contract/Project Begin Date: 6/30/2022

Contract/Project End Date: 8/31/2022

Contract filed with Clerk and Recorder/Treasurer's Office: Book 1077 Page 1302. Electronically sent to Jason Hauser, Facilities Management.

11. Request board reappoint/appoint members to the Missoula Aging Services Governing Board.

Presenter: Kyla Lehnerz
Lisa Sheppard
Moved: David Strohmaier
Second: Josh Slotnick

Motion: To appoint Melissa Haidel and reappoint the three individuals who asked to re-up .

Vote: Yes 3, No 0, Abstained 0

Additional Info:

Contract/Project Begin Date:

Contract/Project End Date:

Letter 2022-175 BCC signed to Haidle / Letter 2022-143 BCC signed to Hudgins / Letter 2022-144 BCC signed to Smith / Letter 2022-145 BCC signed to Bohenek. Electronically sent to Kyla Lehnerz, Commissioners' Office.

IV. CORRESPONDENCE

None

V. DISCUSSION ITEMS

1. Provide update regarding default judgment of \$469,103.61 in DV-22-579, a tax delinquency civil action brought by Missoula County against M2Green Redevelopment LLC.

Anna Conley, Chief Deputy Civil Attorney, provided the commissioners with an update on settled tax debt at the Smurfit Site. As part of the settlement, there was a foreclosure and now MLH Montana, LLC owns 15 of 18 taxable parcels. They agreed to initiate foreclosure on two that they didn't end up taking ownership of. Parcel 865200 had the second highest tax debt and now has the highest tax debt. They were not obligated to take ownership of that tax parcel as part of the settlement, so it remains owned by M2 Green. The three tax parcels still owned by M2 green have been delinquent in taxes for over 10 years. The county attorney's office used a law allowing civil entities to bring claims against tax delinquencies. They sought recovery of the delinquent taxes, but couldn't engage the defacto owner. They got a default judgement against M2 Green for \$460,000.

Conley told the commissioners that someday the county will receive this money. The subject parcel is the least contaminated of the three parcels that are still owned by M2 Green. Josh clarified that housing can't be constructed until the contamination is cleaned up, and Anna answered yes due to the deed restriction.

VI. UPCOMING EVENTS AND INVITATIONS

None

VII. SIGNING OF ITEMS APPROVED AT PUBLIC MEETING

None

VIII. OTHER COMMENTS/INSTRUCTIONS

None