

## NOTICE OF SUBDIVISION MEETING

July 17, 2003

Commissioner Murray: (tape cut off) Commissioner Tinsley. Commissioner Varone is at the Highway Department this morning. We all said the Pledge of Allegiance on our way to the office this morning.

### Pledge of Allegiance.

### Bid Awards.

The Commissioners will consider awarding bids for:

- 386 tons of Liquid Asphalt MC-3000
- Courthouse remodel project
- 2003 RID Maintenance Projects

Commissioner Murray: First is bid awards for 386 tons of Liquid Asphalt. Mr. Griffin.

Eric Griffin: Commissioners, before you is a memo from Wayne Effertz, Road and Bridge Manager, Lewis and Clark County advertised for competitive bids, we received two bids. One from Cenex Harvest and one from Montana Refining Company. There's a difference of about \$12,000.00 it's the recommendation that we award the bid to Cenex Harvest States Cooperatives with the low bid and authorize the chair to sign the attached contract. Award the bid in the amount of \$82,025.00. Price per ton of \$185.00 per ton.

Commissioner Murray: Eric, where do you use liquid asphalt?

Eric Griffin: This would be for our chip seal projects. Augusta, the Valley, these types of things.

Commissioner Murray: Where do you store it?

Eric Griffin: The tank we have, the capacity to store some of it in one of the tanks at our shop and what we do, mainly what we do is I talk to Dale before we came down and he has locked in the dates and they usually come down with the big trucks, the distributor and just take it right off the trucks, coordinate it pretty much bringing it right from the refineries right to the scheduled time we're doing the projects.

Commissioner Murray: Thank you. Commissioner Tinsley.

Commissioner Tinsley: Mr. Chairman, I make a motion that we approve the bid award to Cenex of Laurel in the amount of \$82,025.00 for the liquid asphalt and authorize chair to sign.

Commissioner Murray: Second. All in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries.

Commissioner Murray: Next is a bid for the Courthouse remodel project.

Eric Griffin: Commissioners, before you is a memo from myself. Bids were opened June 26<sup>th</sup> for the Lewis and Clark County Courthouse remodel project, due to the results of the utilization plan that we've been through over the past year. Mr. Schlenker reviewed the bids and there's an attached letter with his recommendation. Nancy and myself reviewed and greatly scrutinized the funds that are available for the project. Based on this information, I would recommend that the project be awarded to Wadsworth Builders for the following base bid amount of \$595,000.00, alternate #1 City Court Improvements \$12,200.00, Law Clerks Improvements \$3,500.00, South Basement Improvements \$73,200.00 for a total contract amount \$684,300.00 and authorize the chair to sign all related documents regarding the project as we move forward with the project.

Commissioner Murray: Questions of Eric?

Commissioner Tinsley: Is Wadsworth, where are they from?

Eric Griffin: I believe Commissioner they're from Great Falls.

Commissioner Tinsley: Have you ever worked with them before?

Eric Griffin: Excuse Me.

Commissioner Tinsley: Do you have any history on them?

Eric Griffin: No, I have not and I would guess have no reason not to award to the lowest; everything seems to be in order.

Commissioner Tinsley: Mr. Chairman I make a motion that we approve the Courthouse Bid Award Recommendation for total contract amount of \$684,300.00 and authorize chair to sign.

Commissioner Murray: Will you expand your motion to authorize the chair to sign all appropriate documents.

Commissioner Tinsley: authorize chair to sign all appropriate documents.

Ron Alles: Question, Mr. Chairman, Commissioner Tinsley. Eric, I spoke with Mickey yesterday and make a long story short because it was a pretty long story talking with him but he indicated he thought that the vault that we're going to be building in this section of the South entry building were ore than what he needed and probably added to the cost and I'm just asking if he's talked to you about that. It was more than he needed for the vault or secure space.

Eric Griffin: For information Ron, what we are basically because I don't have the stuff in front of me, but in that one corner all we're doing is building two walls and I wasn't just building it with him in there for secured type of stuff, I think that the ultimate use of that big room in that corner will be Nancy from District Court and she will also be able to utilize this space at another time and then the sink is going in right there and she can not only is it for his use it can also be for her peoples use too as they handle the stuff they can clean

Commissioner Murray: Can you explain that, it's a shared vault. Does this include the additional \$50,000.00 to complete the entire project?

Eric Griffin: Yes. It's my understanding it is. It enables us to do this, to complete what we want to do here, basically to do the we were close that the 50 adds in so we can do the alternate number 4 the South Basement portion of this.

Commissioner Murray: We have before us a motion to

Commissioner Tinsley: Mr. Chairman, you did a discussion without a second.

Commissioner Murray: You expanded your second

Commissioner Tinsley: I expanded my motion

Commissioner Murray: to include all

Commissioner Tinsley: I just didn't hear a second.

Commissioner Murray: Didn't you. Let the record reflect that Murray silently seconded the motion. All in favor signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries.

Commissioner Murray: Next is a 2003 RID Maintenance Projects

Eric Griffin: Commissioners, I would at this time like to postpone this bid award until Tuesday. I have a couple phone calls yet to make and what we're doing is in with conjunction of award of what the City is going to do on Monday and I need two more days, basically until Tuesday morning, so I would like to postpone it until Tuesday.

Commissioner Murray: Is there a motion to table this until Tuesday, the 22<sup>nd</sup>

Commissioner Tinsley: So moved

Commissioner Murray: Second. All those in favor of the motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries.

**Resolution Directing the County Treasurer to Give Notice to all Parties who may have in Interest in Properties Located in Lewis and Clark County for which Real Property Taxes are Delinquent for Tax Year 1999.**

The Commissioners will consider the resolution.

Cheryl Green: Commissioner, the tax of the resolution is the '99 delinquent taxes are the properties that are delinquent from '99 forward. They're 3 full years delinquent. I can start the tax deed process on these pieces of property and then we're looking at a bid that I received 400 per search.

Commissioner Murray: I've got a question. Why do we wait about sending notice, State laws are strange, where the first alphabetical person on the text, delinquent text always gets the tax bill if there's partners, partnerships that own the property they may never know they're in delinquency. Why don't we send out a notice if they're in delinquency to all the property, all the partners in that property ownership.

Cheryl Green: Oh, I've sent out notices in March.

Commissioner Murray: To all the

Cheryl Green: To all the delinquent property owners in that

Ron Alles: Even though it's with undivided interest

Cheryl Green: There isn't really any of them left

Commissioner Murray: How come?

Cheryl Green: Legislature got rid of them a few years ago and everything goes on one tax bill now, but now legislature passed that they can now be split back out so each person will get, no if I had undivided interest on here, I'd notify all the property owners, right.

Ron Alles: All the property owners, so does this list include any undivided interest properties?

Cheryl Green: No.

Commissioner Murray: For that two year window, when there was undivided interest, any of those in arrears

and paying their taxes, have we notified all the partners?

Ron Alles: That two year time span we sent notice out to the person with the beginning letter 'A' , they were delinquent and so for that two year time span with past delinquent notices have we notified the second, third and fourth parties that their property was delinquent property Taxes.

Cheryl Green: No.

Commissioner Murray: By doing that, wouldn't that, any outside cash flow. Because we'd have to have one two year window where the undivided interests didn't know whether their taxes were paid or not.

Cheryl Green: I guess what I'd have to do is probably ask for a program to be written with all these undivided or all these ones that were combined into one, but I don't know if we even know, we don't even have the addresses of the additional owners now, anymore.

Ron Alles: That is unrelated to this though, right?

Cheryl Green: Right

Commissioner Murray: Right, I was just trying to expand, when Carol comes it's so much fun, expand the questions.

Cheryl Green: Yeah, thank you.

Commissioner Murray: Excuse me for going on a tangent. Commissioner do you have questions about the issue before us?

Cheryl Green: I do, these unknown owners, I mean I have a big problem with them and what these really are is say someone did a deed and they left, this is what I'm thinking and maybe I'm wrong where these unknown owners come from. No they find, DOR finds that this property has not been taxed I think when Kim Larson  
Ron Alles: This is related to like the sort of like around the damns where the water low is up and there's sections of property that may or may not be charged.

Cheryl Green: Well it could be that Ron, but it could be any area in the area when they're doing this GIS stuff. Kim is in that, she discovers like the first one, this piece of property has not been taxed, so Kim picks it up and cannot find who owns it so it's unknown owner. So every bill we send out comes back because it's unknown owner, unknown address, unknown you know. So these

Commissioner Murray: How can it possibly be an unknown owner? You at the Clerk and Records Office you keep the record of ownership of property in the county.

Cheryl Green: Well, what I understand is when Kim Larson does the GIS the different mapping, she'll find where this property has never been taxed and she cannot find where it's ever, well there's nothing has ever been recorded for this piece of property.

Commissioner Murray: So why don't we file quick claim deeds on that property, claim it as county property and then sell it?

Ron Alles: Won't we indirectly do that by going through this process. It's the same thing if we go

Cheryl Green: If we decide to take the tax deed

Ron Alles: If we take the tax deed to it or somebody purchases the property or pays the taxes then they ultimately get ownership to it.

Cheryl Green: I guess what I'd like to do is these three unknowns, if we ended up going with Steve on the 400 per search, I wouldn't give him these three I mean because there's nothing to search. I mean, I'd go get the information that Department of Revenue has and I'd end up publishing it in the newspaper to an unknown owner to this particular legal description.

Ron Alles: Where does Steve search?

Cheryl Green: He looks at the title companies. Clerk and Recorder, District Court

Commissioner Tinsley: We're not debating the issue of paying for the searches right now; it's not included in this resolution.

Commissioner Murray: No

Commissioner Tinsley: This is administrative dealing with the letter

Commissioner Murray: Right.

Commissioner Tinsley: Okay, I'll ask that question later than. I have a question about that.

Cheryl Green: We've also got the buildings out at Silver City sawmill.

Commissioner Tinsley: Want a motion?

Commissioner Murray: Sure or Cheryl will keep talking

Commissioner Tinsley: Mr. Chairman I make a motion that we approve the resolution directing the County Treasurer to give notice to all parties who may have an interest in properties located in the County for which Real Property Taxes are Delinquent for Tax Year 1999 and authorize chair to sign.

Commissioner Murray: Second. All in favor of this motion, signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries.

**Resolution Authorizing Lewis and Clark County to Receive And Expend 2003 Montana Department of Commerce Home Investment and Partnership Funds.**

The Commissioners will consider the resolution.

Sharon Haugen: Mr. Murray, Mr. Tinsley. What you have before you is a resolution that allows us to receive the money that was in use for the GR8 HOPE project and to expend those funds. Normally, we do this within our budget resolution, but since we already have 13 people who have applied for the GR8 HOPE Money we're trying our best to expedite the process and this is one way of doing that.

Commissioner Murray: Why are there no administrative costs for the County?

Sharon Haugen: There are, but it with the Home funds they no longer do administrative costs, they do them, they're all considered project activity costs. So we can't call them administration anymore even in the new resolutions. It's called soft project costs.

Commissioner Tinsley: Didn't we just act on this?

Sharon Haugen: We acted on the contract for the Home Money, this is just the resolution that sets up the fund number and shows that we can receive the money and spend it.

Commissioner Tinsley: Mr. Chairman, I make a motion we approve the resolution authorizing Lewis and Clark County to Receive and expend 2003 DOC Home Investment Partnership.

Commissioner Murray: Second. All in favor of the motion signify by saying 'I'

Commissioners: 'I'

Commissioner Murray: Motion carries

Ron Alles: Is GR8 HOPE really spelt that way?

Sharon Haugen: Yeah, that's kind of our, that's a catchy kind of way

Commissioner Tinsley: That's so '90's

Sharon Haugen: It was the staff at Rocky that came up with that perhaps next time you see Mr. Laurel you might want to mention that to him, him or his staff.

**Extension Agent Salary.** (cont. from 7/10/03) (Ron Alles)

The Commissioners will consider the salary distribution.

Commissioner Murray: Next is the County Extension Agent Salary. What we have before us is a proposal to pay 60%, 62½%

Ron Alles: 65%

Commissioner Murray: 65% of the Bozeman's cost of the counties extension salary, agent salary.

Ron Alles: For the record, that is, the amount of, Maco is an organization and MSU extension have tried to work out designed kind of a memorandum of understanding so that all counties pay an equal percentage of their extension agent salary.

Commissioner Murray: It's no longer equitable because counties Clerk and Recorders salary is different now in every county. It use to be the same. Is there a motion?

Commissioner Tinsley: There is a motion I will make, I will make a motion that we approve the extension agent salary adjustment to 65%.

Commissioner Murray: Second. All those in favor of the motion, signify by saying 'I'

Commissioners: 'I'

**Public Comments on Matters Within the Commission's Jurisdiction.**

Sharon Haugen: I think it was a fine meeting last night, and Mr. Tinsley did fine on the radio this morning.

Commissioner Murray: Second

**Adjourn.**