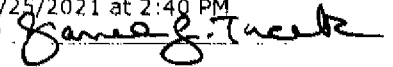


139540 Fee:\$ 0.00

FERGUS COUNTY, MT Filed 5/25/2021 at 2:40 PM

Janel J. Tucek, Clk & Rcdr By

Return to:



**Minutes of Fergus Co. Commissioners Business Meeting**

**May 19, 2021 – 5:15 p.m.**

**Fergus County Commissioners**

**712 W. Main St., Suite 210**

**Lewistown, MT 59457**

Present: Commissioner Ross Butcher, Commissioner Carl Seilstad, Commissioner Sandy Youngbauer & Clerk and Recorder Janel Tucek. Public present: Rhonda Long & Diane Cochran.

**CALL TO ORDER:**

Commissioner Youngbauer called the meeting to order at 5:16 p.m. Agenda was approved as presented.

**APPROVAL OF MINUTES:**

Commissioner Youngbauer asked if there were any alterations or corrections to the May 10, 2021 minutes. Hearing none, she stated the minutes stand approved as presented and will be on file with the Clerk and Recorder and on the Fergus County Website.

**PUBLIC COMMENT ON AGENDA ITEMS:** none

**PUBLIC HEARING:** none

**BID OPENINGS:** none

**PERSONNEL ANNOUNCEMENTS:**

1. City/County Deputy County Attorney- apply through City of Lewistown and/or contact Kent Sipe for more information
2. Central MT Health District – Full Time Public Health Nurse
3. Fergus County Recreation District board person within city limits
4. Fergus County Port Authority board member – 5 year term
5. Fergus County/City Planning board member outside city limits but within 4 mile radius
6. District blade operators (Denton & Winifred) – perm/full time road department  
\*Winifred was filled today\*
7. Family Planning – Office clerk perm/part time

**ANNOUNCEMENTS / REPORTS:** none

**DISCUSSION /ACTION ITEMS:**

1. Resolution 11-2021 A Resolution Adopting A Temporary Special Reduced Speed Limit For Seright, Rock Creek, Crystal Lake, Taylor, and Ross Fork Roads. Commissioner Seilstad moved to approve; Commissioner Butcher 2<sup>nd</sup>; Commissioner Seilstad stated he received a couple phones calls today in favor of this action. Commissioner Youngbauer stated this was due to the construction that is going on out there and people using these roads to get around it. **Motion passed.**

2. Discussion regarding past Resolution 34-2006 that adopted a personnel policy providing that eight hours associated with a holiday may be counted as hours worked for purposes of calculating overtime pay and compensatory time. Commissioner Butcher moved to discuss; Commissioner Seilstad 2<sup>nd</sup>; Commissioner Butcher stated it is an odd adaptation that lets people get overtime using holiday hours to move them in to the 40 hour work week. Commissioner Seilstad said that Finance Officer Neal Tucek ran a report that this has cost the county about \$35,000. Item was tabled for a possible resolution to rescind and rectify this issue. **Item tabled.**
3. Resolution 12-2021 Declaring the Investment Program of Fergus County for the Year 2021-22, Pursuant to Section 7-6-201 Et Seq. M.C.A. Commissioner Butcher moved to approve; Commissioner Seilstad 2<sup>nd</sup>; Rhonda Long with the Fergus County Investment Committee stated the investment program got one bid from First Bank of Montana. **Motion passed with Commissioner Youngbauer abstaining due to be a part of the committee.**
4. Agreement with LD Construction to gravel from Red Hill Rd on Alaska Bench to 3 miles in on Alaska Bench Rd for transport of materials, equipment, etc. for a building. Commissioner Seilstad moved to approve; Commissioner Butcher 2<sup>nd</sup>. A certificate of liability insurance was attached to agreement. Commissioner Seilstad stated that if somebody in the county wants to this type of road work, the county will consider and possibly supply the gravel as long as there is liability insurance. **Motion passed.**

**APPOINTMENTS:** none

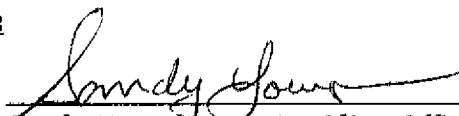
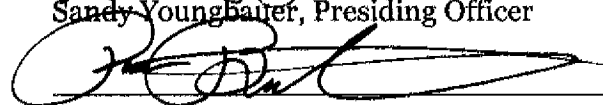
**PUBLIC COMMENT:** none

**NEXT MEETING DATES:**

May 25, 2021 Tuesday – 2:00 p.m.	Regular Business Meeting	Fergus County Commissioners 712 W Main St., Suite 210
June 10, 2021 Thursday – 2:00 p.m.	Regular Business Meeting	Fergus County Commissioners 712 W Main St., Suite 210
June 16, 2021 Wednesday – 5:15 p.m.	Regular Business Meeting	Fergus County Commissioners 712 W Main St., Suite 210

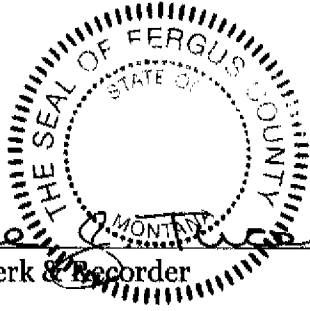
Meeting adjourned at 5:31 p.m.

**FERGUS COUNTY COMMISSIONERS:**

  
 \_\_\_\_\_  
 Sandy Youngbauer, Presiding Officer  
  
 \_\_\_\_\_  
 Ross Butcher, Commissioner

*Absent*

\_\_\_\_\_  
Carl Seilstad, Commissioner



Attest:

*Jane J. Tacek*  
\_\_\_\_\_  
Jane J. Tacek, Clerk & Recorder

RESOLUTION NO. 11-2021

**A RESOLUTION ADOPTING A TEMPORARY SPECIAL REDUCED SPEED  
LIMIT FOR SERIGHT, ROCK CREEK, CRYSTAL LAKE, TAYLOR AND ROSS  
FORK ROADS**

WHEREAS, Montana Code Annotated § 61-8-309(a)(ii) authorizes the Board of County Commissioners to adopt a temporary special reduced speed limit on a County road when a highway safety factor has been identified that warrants decreasing the speed limit for reasonable and safe travel; and

WHEREAS, traffic on Seright, Rock Creek, Crystal Lake, Taylor, and Ross Fork roads has dramatically increased due to a construction project on U.S. Highway 87 near Moore; and

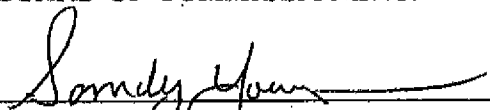
WHEREAS, such increased traffic constitutes a highway safety factor that warrants decreasing the speed limit for reasonable and safe travel;


NOW, THEREFORE, BE IT RESOLVED that the speed limit on Seright, Rock Creek, Crystal Lake, Taylor, and Ross Fork roads shall be 45 mph until such time as the U.S. Highway 87 project is complete.

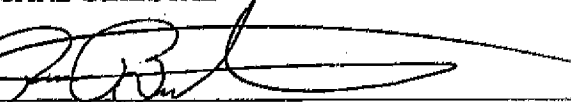
BE IT FURTHER RESOLVED that this temporary special reduced speed limit shall take effect upon posting of appropriate signs.

PASSED AND APPROVED this 19 day of May 2021.

BOARD OF COMMISSIONERS:

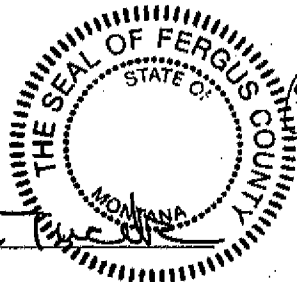
  
SANDY YOUNGBAUER

  
CARL SEILSTAD

  
ROSS BUTCHER

ATTEST:

  
JANEL TUCEK  
Clerk & Recorder





May 3, 2021

Fergus County Treasurer  
 ATTN: Gwen Gehlen  
 712 W Main  
 Lewistown MT 59457

RE: Proposal 5-10-2021 – Fergus County Investment Program

Dear Gwen,

Please consider this First Bank of Montana's bid for the Repurchase Agreement of the Fergus County Funds beginning July 1, 2021. As requested in the proposal there will be no service, check or deposit charges, check or deposit printing charges, or wire transfer or handling fees assessed on any County funds.

Repurchase Agreement of a minimum of \$750,000 and a maximum of \$15,000,000 with interest to be paid daily on a compounded basis.

The First Bank of Montana 5 bids are as follows:

<u>Option</u>	<u>Term</u>	<u>Fixed/Variable</u>	<u>Bid</u>
#1	3 months	Fixed	.12%
#2	6 months	Fixed	.10%
#3	12 months	Fixed	Tiered rate based upon tiers below:
	\$0 - \$1,999,999.99		.12%
	\$2,000,000.00 - \$4,999,999.99		.15%
	\$5,000,000.00 - \$9,999,999.99		.20%
	\$10,000,000.00 and over		.20%

The portion of the balance included in each tier receives the associated tier rate. The accrual amount for each tier is combined to become the total daily accrual amount.

#4	12 months	Variable Adj every 30 days	91 day T-bill plus .10% for an initial rate of .11%	Rate as of 4/30/21 0.01%
#5	12 months	Variable Adjusts Daily	Feds Funds plus .05% for an initial rate of .11%	Rate as of 4/30/21 0.06%

Thank you for the opportunity to bid on these funds. If you have any questions, please feel free to call me.

Sincerely,

Dean Comes, President  
 First Bank of Montana  
 Division of Glacier Bank

**RESOLUTION NO. 12-2021**

**A RESOLUTION DECLARING THE INVESTMENT PROGRAM OF FERGUS COUNTY FOR THE YEAR 2021-22, PURSUANT TO SECTION 7-6-201 ET SEQ. M.C.A.**

WHEREAS, Montana Code Annotated § 7-6-201 requires all public money be deposited in solvent banks, building and loan associations; savings and loan associations; or credit unions subject to national supervision or state examination as the local governing body may designate; and

WHEREAS, the local governing body may deposit money not necessary for immediate use by the county with any approved bank or in a repurchase agreement as authorized in § 7-6-213; and

WHEREAS, according to § 7-6-213, an authorized financial institution may bid for a contract to provide repurchasing agreements invested in securities that the financial institution will sell to the local governing body and that the financial institution will repurchase on mutually agreeable terms; and

WHEREAS, the Fergus County Investment Committee has solicited bids from qualified financial institutions and has reviewed the investments and repurchase agreement proposals; and

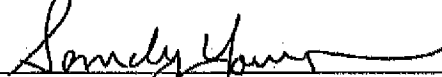
WHEREAS, the Fergus County Investment Committee recommends that Fergus County accept the First Bank of Montana bid, Option #3: 12 months fixed rate with a tiered rate based on tiers \$0 -\$1,999,999.99 0.12%, \$2,000,000.00- \$4,999,999.99 0.15%, \$5,000,000.00 and over 0.20%.


NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Fergus County hereby awards the contract for investment services as outlined in the bid to First Bank of Montana.


This Contract shall be effective July 1, 2021 and shall run for a period of 12 months.

PASSED AND APPROVED this 19 day of May 2021.

BOARD OF COMMISSIONERS:

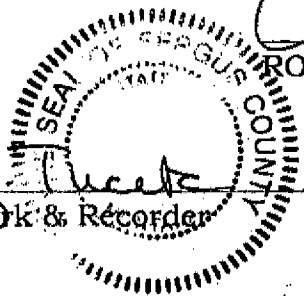
  
SANDY YOUNGBAUER

  
CARL SEILSTAD

  
ROSS BUTCHER

ATTEST:

  
JANEL TUCEK, Clerk & Recorder



RESOLUTION NO. 34-2006

A RESOLUTION ADOPTING A PERSONNEL POLICY PROVIDING  
THAT EIGHT HOURS ASSOCIATED WITH A HOLIDAY MAY BE  
COUNTED AS HOURS WORKED FOR PURPOSES OF CALCULATING  
OVERTIME PAY AND COMPENSATORY TIME

WHEREAS, the Board of Commissioners for Fergus County is responsible for implementing and administering personnel policies for all employees of Fergus County; and

WHEREAS, Fergus County is a charter form of government, which gives the Board of Commissioners, as the executive and legislative branch of Fergus County government broader powers and responsibilities in the management of Fergus County government; and these self governing powers are relied upon, to the extent necessary, in the implementation of the policy provided for herein; and

WHEREAS, the policy provided for herein grants to employees of Fergus County a benefit which is not required to be granted or given under the terms of federal and state statutory law, and rules or regulations adopted thereto dealing with the payment of overtime compensation;

NOW THEREFORE BE IT RESOLVED that the following policy shall govern the calculation of overtime and compensatory time for all Fergus County employees, effective November 1, 2006:

If an employee does not work on a recognized holiday, the time period of eight hours shall be added into any calculation for determining the employee's eligibility for overtime compensation or compensatory time.




This policy shall not effect or change other policies providing benefits for time worked on a holiday.


BE IT FURTHER RESOLVED that the foregoing policy shall be effective as of November 1, 2006; and the Board of Commissioners reserves unto itself the authority to modify, change, or repeal this policy at any time, and such policy shall not be construed as a permanent benefit which may not be modified, changed, or repealed.

PASSED AND APPROVED this 15th day of November,  
2006.

BOARD OF COMMISSIONERS:

  
\_\_\_\_\_  
CARL SEILSTAD

  
\_\_\_\_\_  
KEN RONISH

  
\_\_\_\_\_  
JOHN JENSEN

ATTEST:

  
\_\_\_\_\_  
KATHY FLEHARTY, Clerk & Recorder

