

COMMISSIONER'S AGENDA

10:00 a.m.

April 14, 2016

**PRESENT: Allan Underdal, Deb Brandon, Joe Pehan, Donna Whitt, Ryan Larson and Treva Nelson**

**Public comment is allowed on all agenda items at the direction of the Chairman and following Board rules.**

**Approval of March 31, 2016 Minutes: Joe motioned to approve. Deb 2<sup>nd</sup> the motion and the motion carried.**

**Deb motioned to revise the agenda to include the approval of the Public Hearing Minutes. Joe 2<sup>nd</sup> the motion and the motion carried. Joe motioned to approve the minutes from the Public Hearing. Deb 2<sup>nd</sup> the motion and the motion carried.**

1. Consider approval of the Midboe Minor Subdivision as approved by the City/County Planning Board and recommended by the Shelby City Council. **Joe motioned to approve the Midboe Minor Subdivision noting that the map of the surrounding area is an old map and does not reflex current streets. This does not affect the subdivision area. Deb 2<sup>nd</sup> the motion and the motion carried.**
2. Consider Toole County's contribution toward health insurance costs for FY 2016-2017. **Deb motioned to contribute \$625, which is the same as the previous year. Joe 2<sup>nd</sup> the motion and the motion carried.**
3. Consider Resolution 18-2016, a resolution to discontinue and close an alley in Galata as requested by the School District 21 Trustees in a meeting on March 16, 2016. The alley, 20' wide by 300' long (6000 square feet), is located in Block 5, McGinnis Fourth Addition. **Joe motioned to approve Resolution 18-2016. Deb 2<sup>nd</sup> the motion and the motion carried.**
4. Consider Resolution 19-2016, a resolution of intention to adopt the proposed 2016 Toole County Growth Policy and to set a date to adopt the Growth Policy. **Deb motioned to approve Resolution 19-2016. The date to adopt the Growth Policy will be May 2, 2016, at 10:00 am. This would be a regular commission meeting. Joe 2<sup>nd</sup> the motion and the motion carried.**
5. Consider approval of a one year network device monitoring and helpdesk support agreement between DIS Technologies (DIS) and the Sheriff's Department. **Donna Whitt presented an email with a recommendation from Ryan Olson. Ryan states that DIS supports MSPOA and is getting into a lot of Public Safety IT services. They have also worked CJIN contracts for DOJ. Joe motioned to approve the one year device monitoring. Deb 2<sup>nd</sup> the motion and the motion carried.**

**Allan Underdal,**  
Commissioner Chair  
**Bob Brandon,**  
Commissioner  
**Joe Pehan,**  
Commissioner  
**Merle Raph,**  
County Attorney  
**Donna Whitt,**  
Sheriff  
**Dan B. Whitted,**  
Coroner  
Commissioners'  
Office# 406-424-8310  
[tccomm@toolecountymt.gov](mailto:tccomm@toolecountymt.gov)



**Debra Munson,**  
Clerk of Court  
**Boyd Jackson,**  
Treasurer/Assessor  
Supt. of Schools  
**Helen I. Schnee,**  
Public Administrator  
**Joe Rapkoch,**  
Justice of the Peace  
**Treva Nelson,**  
Clerk & Recorder  
Clerk & Recorder's Office#  
406-424-8300  
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# COUNTY OF TOOLE

226 1<sup>ST</sup> Street South  
Toole County Courthouse, Shelby, MT 59474

## RESOLUTION 18-2016

**A RESOLUTION TO DISCONTINUE, ABANDON, AND VACATE AN APPROXIMATE 20 FOOT WIDE BY 300 FOOT LONG PORTION OF ALLEY, ENTIRE BLOCK 5, MCGINNIS FOURTH ADDITION IN GALATA, MT.**

**WHEREAS;** 7-14-2616 MCA 2015, authorizes County Commissioners to discontinue or vacate a street or alley in an unincorporated town if certain procedures are followed; and

**WHEREAS;** Galata, Montana is an unincorporated town in Toole County; and

**WHEREAS;** Galata School District, in a meeting held March 16, 2016, petitioned the Toole County Commissioners to discontinue and close the above mentioned alley; and

**WHEREAS;** the following legal description is of the alley proposed to be vacated: that portion of the alley located in block 5, McGinnis Fourth Addition, said alley being 20 feet wide by 300 feet long. Toole County alleges that the above described alley can be discontinued and closed without detriment to the public interest.

**WHEREAS;** Toole County has determined that the land in question is not necessary for business and that the Galata School District owns land on both sides of said alley.

**WHEREAS;** the public hearing was advertised in the Shelby Promoter on March 30 and April 6, 2016 for the required two-week period and a public hearing was held on April 11, 2016 at the Toole County Commissioners Office for the proposed alley vacation.

**WHEREAS;** there were no objections to the proposed alley closure.

**WHEREAS;** 7-14-2617 MCA 2015 says discontinuance of street not to affect utility easements; and

**NOW THEREFORE BE IT RESOLVED;** that the Board of Toole County Commissioners in a meeting held on April 14, 2016 has approved the discontinuance, vacation, and/or abandonment of the approximate 20' x 300' portion of alley in Block 5, McGinnis Fourth Addition, in Lots 1-20 in the Township of Galata, MT.

**THIS RESOLUTION HAS BEEN ADOPTED BY THE BOARD OF TOOLE COUNTY COMMISSIONERS ON April 14, 2016.**

*Allan Underdal*

Chairman

ATTEST:

*Deb Brandon*

Commissioner

*Toni Z. Nelson, Deputy*

Treva Nelson,  
Toole County Clerk & Recorder

*Joseph P. Peterson*

Commissioner

# MCGINNIS-FOURTH ADDITION TO GALATA

BLOCK 5

LOT 13

LOT 12

LOT 11

**Allan Underdal,**  
Commission Chair  
**Deb Brandon,**  
Commissioner  
**Joe Pehan,**  
Commissioner  
**Merle Raph,**  
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# COUNTY OF TOOLE

226 1<sup>ST</sup> Street South  
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## RESOLUTION 19-2016

### **RESOLUTION OF INTENTION TO ADOPT THE PROPOSED 2016 TOOLE COUNTY GROWTH POLICY AND TO SET A DATE TO ADOPT THE GROWTH POLICY**

**WHEREAS**, 76-1-604, MCA, authorizes the Board of County Commissioners to adopt or revise a growth policy; and

**WHEREAS**, the Board of County Commissioners requested the County Planning Board to prepare an update to the 2005 growth policy, as authorized in 76-1-106, MCA; and

**WHEREAS**, the Toole County Planning Board prepared a growth policy in accordance with Title 76, Chapter 1, Part 6, MCA; and

**WHEREAS**, the proposed growth policy was made available for review at the Toole County Courthouse, and on the Toole County website; and

**WHEREAS**, the Planning Board noticed and held a public hearing March 29, 2016 on the proposed growth policy in accordance with 76-1-602, MCA; and

**WHEREAS**, in accordance with 76-1-603, MCA, the Planning Board considered comments, recommendations and suggestions received by the public; and

**WHEREAS**, the Planning Board made a recommendation to adopt the growth policy with revisions; and

**WHEREAS**, the proposed revisions were identified in a red-lined copy of the draft growth policy; and

**WHEREAS**, the agenda for the Board of County Commissioners was posted for the April 14, 2016 regular Commission meeting and the agenda included the growth policy resolution of intention; and

**WHEREAS**, the Board of County Commissioners considered public comment received at that meeting or received in writing prior to the meeting;

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners hereby adopts this resolution of intention to adopt the Toole County Growth Policy as recommended by the planning board and hereby sets the date for adoption of the growth policy for Monday, May 2, 2016 at 10:00 a.m. in the Commissioners' office.

Adopted this 14th day of April, 2016. Motion made by Commissioner Brandon, seconded by Commissioner Pehan, and passed on a unanimous vote of the full board. Effective on passage and approval.

**TOOLE COUNTY BOARD OF COMMISSIONERS**

*Allan Underdal*

Allan Underdal  
Commission Chair

*Deb Brandon*

Deb Brandon  
Commissioner

*Joe Pehan*

Joe Pehan  
Commissioner

Attest:

*Treva Nelson*  
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Treva Nelson, Clerk & Recorder