

Deb Brandon - Commission Chair  
Joe Pehan - Commissioner  
Mary Ann Harwood - Commissioner  
Merle Raph - County Attorney  
Donna Whitt - Sheriff  
Phyllis Robertson- Public Admin.



Dan B. Whitted - Coroner  
Debra Munson - Clerk of Court  
Treva Nelson - Clerk and Recorder  
Joe Rapkoch - Justice of the Peace  
Boyd Jackson - Treasurer/Assessor/  
Superintendent of Schools

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## COMMISSIONERS' AGENDA

**Monday, June 4, 2018**

**10:00 A.M.**

**PRESENT:** Deb Brandon (via phone), Mary Ann Harwood and Joe Pehan

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

**Approval of May 24, 2018 Minutes:** Mary Ann motioned to approve the minutes and Joe seconded it. Passed.

1. On April 18, 2018, the Toole County Commissioners passed Resolution #7-2018, declaring a disaster pursuant to Section 7-5-2304, MCA. While emergency exists Toole County needs to acquire a backhoe immediately, as the one the County owns is broken down and will take a while to repair. Therefore, pursuant to Section 7-5-2304, MCA, a rental agreement with Tractor and Equipment for a 4-year lease of a backhoe at \$27,689.81 per year needs to be considered. **Mary Ann motioned to move forward to budget in July, 2018 for the payment in November, 2018. Deb seconded the motioned and all voted in favor.**
2. Consider a Right-Of-Way Lease with Douglas Demarest of Demarest Ranch (Lessor) to Toole County (Lessee) for \$150.00 beginning July 1, 2018 and ending June 30, 2019, for the right to use the existing road which crosses Lessor's land that leads to the SE1/4NE1/4 of Section 25, T36N, R4E, MPM. **Mary Ann made the motion to accept lease and Deb seconded it. Passed.**
3. Consider **RESOLUTION #8-2018**, to sell a tract of land to the City of Shelby located in the SW1/4NW1/4 and N/2NW1/4 of T32N, R2W, MPM, as shown in on the C/S #2013-2 filed in the Toole County Clerk and Recorder's Office. **Mary Ann motioned to approve the Resolution with Deb seconding it. Motion passed.**

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Toole County Courthouse - 226 1st Street South - Shelby, MT 59474

Commissioners' Office  
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tccomm@toolecountymt.gov

Clerk & Recorder's Office  
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**RESOLUTION 8-2018**

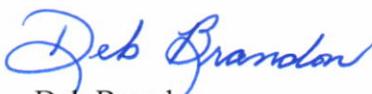
**A RESOLUTION OF INTENT TO TRANSFER PROPERTY, BY SALE, FROM TOOLE COUNTY TO THE CITY OF SHELBY**

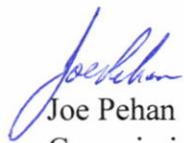
**WHEREAS**, the authority to transfer land between certain governmental entities is given in 7-8-101 MCA; and

**WHEREAS**, a .24 +/- acre of county land, located in the SW $\frac{1}{4}$ , NW $\frac{1}{4}$  and N $\frac{1}{2}$ , NW $\frac{1}{4}$  of T32N, R2W, MPM, as shown on the Certificate of Survey #2013-2 filed in the Toole County Clerk and Recorder's Office. is land deemed to be not necessary for county business; and

**NOW, THEREFORE, BE IT RESOLVED**; in a meeting held by the Toole County Commissioners on June 4, 2018, that it is the intent of the Commissioners that a .24 +/- acre of land be sold to the City of Shelby from Toole County following 7-8-101 MCA.

**PASSED AND ADOPTED** by the Toole County Board of County Commissioners on June 4, 2018.

  
Deb Brandon  
Commission Chair

  
Joe Pehan  
Commissioner

  
Mary Ann Harwood  
Commissioner

ATTEST:

  
Treva Nelson, Toole County Clerk and Recorder

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