

Minutes of Fergus Co. Commissioners Business Meeting

April 10, 2024 – 2:00 p.m.

Fergus County Commissioners

712 W. Main St., Suite 210

Lewistown, MT 59457

Present: Commissioner Seilstad, Commissioner Butcher, Commissioner Saunders, Clerk and Recorder Janel Tucek. In person public: see attached list.

CALL TO ORDER:

Commissioner Butcher called the meeting to order at 2:00 p.m. Agenda approved as presented.

APPROVAL OF MINUTES:

Commissioner Butcher asked if there were any alterations or corrections to the March 25th, 2024 minutes. Hearing none, he 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: Kristy Morgan spoke against the proposed amendments to the Gould Subdivision and requesting the commissioners deny the amendment. Candyce Shirey also spoke against the proposed amendments.

PUBLIC HEARING:

- 2:02 p.m. public hearing opened on Floodplain Permit #01-2024-FC: This application proposes to replace a culvert located at 1563 Poor Farm Loop, in the special flood hazard area of an unnamed tributary to Spring Creek. This project is located at Latitude 47.08821°, Longitude -109.45419°, within T15N, R18E, Section 4, Fergus County Montana. Danette Thurman with the Planning Department advised that this is to replace a 20' culvert in a Flood Plain. Hearing closed at 2:05 p.m.
- 2:06 p.m. public hearing opened on the Petition for Abandonment of a portion of Wright St North of Lots 1-3 Block 55 and North of Lots 1-6 of Block 54 in Lewistown Heights. Steve Fanning with the road viewers committee gave the report and also a recommendation to accept the petition. Hearing closed at 2:07 p.m.

BID OPENINGS: none

PERSONNEL ANNOUNCEMENTS:

- District Court/Office Clerk-perm/full-time
- Sheriff's Office/Detention Officer-perm/full-time
- Sheriff's Office/Chief Detention Officer-perm/full-time

ANNOUNCEMENTS / REPORTS: none

DISCUSSION /ACTION ITEMS:

1. Commissioner Seilstad moved to approve the April 10, 2024 claims. Commissioner Saunders 2nd; **Motion Passed.**
2. Commissioner Seilstad moved to approve a rendition of a letter of support for SB 442 - allowing marijuana tax revenue to be used for county road maintenance. Commissioner Saunders 2nd; Commissioner Butcher gave a rundown on the history of SB-442. Shane Klakken asked on what grounds did the Governor veto this. Commissioner Butcher gave his thoughts. **Motion Passed.**
3. Commissioners Saunders moved to remove the amended Gould Subdivision off the table from the last meeting. Commissioner Seilstad 2nd; **Motion Passed to remove the Table.** Commissioner Saunders moved to accept the Planning Boards recommendations for the Amended Gould Subdivision that was presented with 19 conditions. Commissioner Seilstad 2nd; discussion ensued. Lisa Ash asked if any commissioners went to the site. Commissioner Saunders drove to it and looked. Lisa Ash also asked if developer will need to provide new covenants and restrictions for the amended S/D to match the 19 conditions. Call placed to Matt Smith with Stahly Engineering. Matt clarified some areas of confusion. Stated that all 19 conditions and the proposed new covenants would be enforceable in each capacity. Commissioner Seilstad asked who would approve the new covenants and restrictions. Matt Smith said he would review them to make sure they are in compliance with S/D laws. Kristy Morgan asked what "unmitigable" means. Matt Smith offered an explanation. Matt also says that developer will need to do a flood plain study on his lot. Call ended with Matt. Various discussion went back and forth. Call placed again to Matt Smith. After discussion occurred, a 20th condition was placed to allow Fergus County representatives to inspect the dwellings and wastewater systems. Commissioner Saunders made a friendly amendment to the original motion to allow this 20th condition to the Planning Board conditions. **Motion Passed.**
4. Commissioner Seilstad moved to approve Floodplain Permit #01-2024-FC: This application proposes to replace a culvert located at 1563 Poor Farm Loop, in the special flood hazard area of an unnamed tributary to Spring Creek. This project is located at Latitude 47.08821°, Longitude -109.45419°, within T15N, R18E, Section 4, Fergus County Montana. Commissioner Saunders 2nd; **Motion Passed.**
5. Commissioner Saunders moved to approve the Petition for Abandonment of a portion of Wright St North of Lots 1-3 Block 55 and North of Lots 1-6 of Block 54 in Lewistown Heights. Commissioner Seilstad 2nd; **Motion Passed.**

APPOINTMENTS: Commissioner Seilstad moved to approve the list of newly Certified Election Judges for the 2024 – 2025 election years. Commissioner Saunders 2nd; **Motion Passed.**

PUBLIC COMMENT ON NON-AGENDA ITEMS: none

NEXT MEETING DATES:

April 17, 2024
Wednesday – 5:15 p.m.

Regular Business Meeting

Fergus County Commissioners
712 W Main St., Suite 210

April 25, 2024
Thursday – 2:00 p.m.

Regular Business Meeting

Fergus County Commissioners
712 W Main St., Suite 210

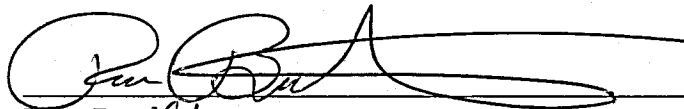
May 10, 2024
Friday – 2:00 p.m.
210

Regular Business Meeting

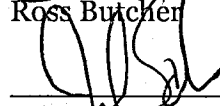
Fergus County Commissioners
712 W Main St., Suite

Meeting adjourned at 3:28 p.m.

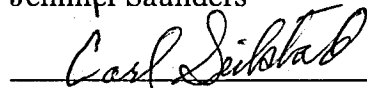
FERGUS COUNTY COMMISSIONERS:



Ross Butcher

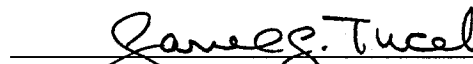


Jennifer Saunders



Carl Seilstad

Attest:



Janel J. Tucek, Clerk & Recorder

