

July 17, 2017, Regular Session of the Beaverhead County Commissioners

The Board of Commissioners, in and for Beaverhead County, Montana, met in session on Monday, July 17, 2017 at 9:00 a.m. Present: Chairman Tom Rice, Commissioner Mike McGinley, Commissioner John Jackson and Secretary Cindy Decker.

Updates on County Projects:

Road Supervisor Scott Jones is working on the Big Sheep Creek Bridge project. Road Secretary Jamie Flynn joined the meeting.

Tom advised that he had spoken with Joe Walsh (MT DOT) regarding the Mill Point Canister Site millings that were supposed to come off of Hwy 278. There had been discussion about hauling the millings to the canister site by use of going to the top of badger pass turning back on Taylor Creek Road. A one way trip is 13 miles. The road crew may need to run the blade over it.

Also, the road crew began installation today of Bridge #4 (from the Highway) in the Big Sheep Creek area. Bridge number 1 and 2 were completed last year and bridge number 3 will not be replaced.

They are putting mag chloride on Stone Creek and Nissen/Carter Lanes. Some chloride will also be applied on Sweetwater and some in the future in Lima, Monida and Lakeview.

Tom advised that on July 12, 2017, the commissioners issued an Emergency Speed Zone for public safety starting at the Junction of Hwy 41 and Nissen Lane, East to Nissen Lane / Carter Creek Road Junction then South to the Carter Creek Road / Sweetwater Road Junction. The hot weather and dry/dusty road surface conditions have prompted this.

Phil Taylen, County Health Department regarding tobacco prevention joined the meeting. He wanted to bring by the new contract for the commissioners to review. Also included is the quarterly report since they just finished their fiscal year in June. Instead of working directly with the state, they will be working with a hub out of Butte-Silver Bow. There are 4 or 5 counties included in this – Beaverhead, Powell, Butte-Silver Bow, Madison and Anaconda-Deer Lodge counties. This is all the same grant.

Their biggest challenge right now is electronic cigarettes. Phil serves only Beaverhead and Madison counties. He works with Sue Hansen making sure she is updated. Phil stated that 1600 people die a year from tobacco related issues.

He left his contact information with the commissioners asking them to get ahold of him if they can think of anything that needs to be addressed.

Tom expressed thanks for the update and Phil left the meeting.

The following Road Department Report was submitted and scanned into the minutes:

BEAVERHEAD COUNTY ROAD WORK
July 9th to July 15th, 2017
Dillon, Lima and Wisdom Areas

DILLON AREA

- Bladed on the following roads: Sweetwater, Nissen, Carter Creek, Bannack Bench, Mansfield, Bloody Dick, Overland, Airport, Stevenson, Medicine Lodge, and Big Sheep Creek.
- Work on the Big Sheep Creek Road and bridge project. Project #1506-03.
- Sign work on various roads.

Discussion & Action – Resolution 2017-17 – Update & Improve Previous Resolution Regarding Cattle Guards

After brief discussion, the following motion was made:

MOTION: Commissioner Jackson moved and Commissioner McGinley seconded that Resolution 2017-17 – Modify, Update and Improve Resolution 2008-35 Which Established Regulations and Procedures for the Cost of Newly Installed and Replacement Cattle Guards and the Dimensions of Cattle Guards on Beaverhead County Roads be adopted. A verbal vote was taken and the motion carried unanimously.

A copy of the Resolution can be viewed below:



106330 Fee:\$ 0.00 File: 2017-17 Page:1
BEAVERHEAD COUNTY Filed 7/17/2017 At 12:29 PM
Debra L. Scott, Clerk and Recorder
By: *[Signature]*

PLATTED INDEXED

RESOLUTION No. 2017- 17

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BEAVERHEAD COUNTY,
MONTANA, TO MODIFY, UPDATE, AND IMPROVE A PREVIOUS RESOLUTION WHICH
ESTABLISHED REGULATIONS AND PROCEDURES FOR THE COST OF NEWLY INSTALLED AND
REPLACEMENT CATTLE GUARDS AND THE DIMENSIONS OF CATTLE GUARDS ON BEAVERHEAD
COUNTY ROADS**

WHEREAS, the Board of County Commissioners passed and approved Resolution 2008-35, on November 10, 2008, which established the regulations and procedures for installing cattle guards on Beaverhead County Roads that is currently in use; and

WHEREAS, many of the same factors then existing remain in effect today, including for example, the size and width of modern farming and construction equipment, and snow removal equipment. As such, twenty-four foot (24') cattle guards (also known as auto-gates, stock passes, and other various names for a metal device placed at road level that allows cars and equipment to drive over without opening a gate, but that prevents cattle and other livestock from crossing) remain necessary in most cases. In certain locations and applications in the County, where geography makes such a cattle guard infeasible, or a road as currently built is too narrow, exceptions to the 24' rule may be considered, as described below; and

WHEREAS, cattle guards have finite life spans, and eventually need to be repaired or replaced, a protocol for that must be established; and

WHEREAS, the use of a cattle guard at a road crossing is beneficial to the landowner(s). Instead of building, potentially, miles of fence along the County Road throughout their property, installing a cattle guard at certain locations allows them to graze the entirety of the County's easement and not have to build and maintain additional fencing; and

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BEAVERHEAD COUNTY Filed 7/17/2017 At 12:29 PM

WHEREAS, further, the travelling public and the County Road Department are benefitted as well. The County wants a standard cattle guard for maintenance purposes, and to ensure quality and safety for the travelling public. The existing Resolution has done this, with great success; and

WHEREAS, the cost of installing these cattle guards is appropriately split between the landowner(s) and Beaverhead County. The County procures the cattle guard and the supporting structure, installs it, and maintains it into the future. The landowner(s) pay for the materials. This system has worked well, with few exceptions; and

WHEREAS, the cost estimate portion of this protocol has been the single biggest problem since the Resolution was established. The main reason to update and replace the existing Resolution was this deficiency. Now, as explained below, the County intends to provide the cost in advance, and to provide a specified and reasonable time in which to make payment.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Beaverhead County, that the following rules shall apply in respect to cattle guard installation on County Roads:

1. That Resolution 2008-35 is hereby repealed, and replaced with this Resolution.
2. Only approved cattle guards may be installed. The Beaverhead County Road Department will maintain a list of approved devices. These devices shall include a minimum load rating of H5-20, and a minimum width of 24'. Exceptions to the 24' rule shall be made only with the approval of the Board of County Commissioners.
3. The basis on which an exception to the 24' width rule may be made is due to extreme geographic concerns in a given area, where it would be extremely difficult or impossible to construct that width, or the county road in that area is so narrow as to make the 24' width infeasible. In no case will a cattle guard be less than 16' (sixteen feet) in width.
4. All installation, maintenance, repair, or replacement of cattle guards, and the supporting structure (including wings, abutments, adjacent posts, gravel, fill, and any other necessary equipment or devices) will be conducted by the Beaverhead County Road Department. All procurement of materials and devices for the construction of cattle guards will likewise be conducted by the Beaverhead County Road Department.

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5. The costs that the landowner(s) shall pay is only that of the materials, which shall be procured by the Beaverhead County Road Department. No cost for the equipment, the fuel, or the labor shall be included in the cost or the bill.
6. Reimbursement of Beaverhead County for the cost of cattle guards shall proceed in the following manner. Prior to the commencement of any planned project, the landowner(s) shall be provided with the cost, and sign an acceptance of said cost. Attached to this Resolution as addendum "A" is the pricing for a standard cattle guard as of 2017. The Road Department will maintain an annually updated price estimate. Further, the landowner(s) will be advised that he or she will be invoiced upon the completion of the project, and has 90 days from that date to make payment in full. In the case where two or more landowners are affected by a cattle guard, the costs will be divided amongst them.
7. Determination that a cattle guard is unsafe or no longer serviceable shall be in the discretion of the Road Department Foreman or the Board of Commissioners. Upon this determination, the County may remove the cattle guard. Should the landowner(s) desire to have a new cattle guard installed, this process described above, will begin. If the landowner(s) elect to not pay the cost of materials for the new or replacement cattle guard, the County will remove the cattle guard, and return the road to its usual surface, as permitted by MCA Section 7-14-2130(3). Further, no gates shall be constructed which obstruct or impair travel upon any county road, as required by MCA Sections 7-14-2133-2134 and Section 7-14-2130(1).

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10. All gates and fences adjacent or attached to the cattle guard are the sole responsibility of the landowner(s), whom shall likewise be responsible for repair and maintenance of the fence and/or gate.

11. In no case shall a landowner(s), or any other person, install, repair, maintain, remove, or modify any cattle guard situated on a County Road.

DATED, THIS 17 DAY OF JULY, 2017.

BOARD OF COUNTY COMMISSIONERS OF BEAVERHEAD COUNTY


C. Thomas Rice, Chairman


Michael J. McGinley, Commissioner


John H. Jackson, Commissioner

ATTEST:


Debra L. Scott,
Beaverhead County Clerk & Recorder

Discussion & Action – Preliminary Plat Approval on Sweetwater P.U.D.

Ron Towery, Edwin Jones and Dianna Peppin, Mr. and Mrs. Robert Hedeem, Tom Wagenknecht, Mr. and Mrs. Gary Gerth and County Planner Rob Maciorski joined the meeting.

Tom turned the meeting over to Rob. This is Major Subdivision consisting of 18 lots (10 residential and 8 commercial). They have already gone through the entire required process of the Planning Board Hearing and the Public Hearing.

Tom asked for comments from the floor. Mr. Jones asked if there had been any follow-up action from the last meeting.

Mike commented about the variance request. He believes that this must be taken care of before approval of the Preliminary Plat.

MOTION: Commissioner McGinley moved and Commissioner Jackson seconded that the variance request to allow commercial lots less than 2 acres per Beaverhead County Subdivision Regulation IX-A-2.A be accepted.

Tom called for discussion. Mike went on to say the commissioners did go visit this site personally. He also stated that Beaverhead County has never accepted zoning. The only thing that the county is involved in is these subdivision regulations. Mike believes that the intent of this particular Planned Unit Division is very small businesses in homes not huge junk yard type facilities, and that is why he would agree to this variance request.

Tom called for discussion.

Mike expressed concern regarding these site specific conditions regarding the covenants. The covenants will be approved before final plat between the developer and Beaverhead County Commission. He stated that he has spoken at length with Rob about the covenants. Mike believes that it is the commission's due diligence to get back with the developer regarding these covenants. The only covenants that should be included are the only ones that Beaverhead County has the authority with an Ordinance to regulate. Also, where we need some clarity, is on the building designs of these commercial buildings. There was some question whether they follow the same covenants as the house ones.

Mike wishes to go over the covenants with the Planning Office before final plat so we have a good set of covenants that are enforceable by the county as opposed to the Homeowners Association regulations.

A verbal vote was taken and the motion carried unanimously.

Mr. Towery stated that he has observed that small businesses such as Premiere Plumbing have outgrown their facilities and it looks like he may have some more commercial space to rent. The concept is that some of these businesses are getting too big to be working out of their house anymore. They need a place that is relatively close where they can stock pile their supplies and maybe park their vehicles at night behind the shed. This is what Mr. Towery is thinking will occur here. It would definitely not be huge businesses, just small businesses.

Mrs. Gerth expressed her concern over the words "stock piling". If it would be neat and clean looking, she would not have a problem. She does not want to see a bunch of vehicles or semi trucks parked outside their windows, stating that it would only decrease the value of her home.

Mike stated that would only happen with a lack of zoning. There will be regulations on these lots but the commissioners don't have authority over what commercial buildings are built there.

Mr. Jones wanted clarification on the covenants. The minimum size requirement for the commercial buildings was deleted from the covenants and he would have liked to see something re-entered with those same numbers on them because there are minimum size requirements for residential buildings. Mike took note of his comments and follow through it with Rob.

Rob hopes that the homeowners association in that area will keep an eye on those commercial developments. Mr. Jones stated once again that the size requirements should be stated clearly in the covenants in order for the association to have any "teeth". Rob assured him that they will work on them with that in mind.

Tom thanked those present for taking the time to come in and express their concern.

Action on Previous Meeting Minutes:

The minutes of the July 10, 2017 meeting were read and the following motion was made:

MOTION: Commissioner Jackson moved and Commissioner McGinley seconded that the minutes of the July 10, 2017 meeting be approved. A verbal vote was taken and the motion carried unanimously.

Budget Discussion

Sheriff Kluesner joined the meeting to discuss the Sheriff's Department Preliminary Budget with the commissioners.

The Commissioners continued to work on the preliminary budget.

Discussion & Action – Resolution 2017-18 – Short Term Investment Pool (STIP)

County Treasurer Cathy Hucke had previously provided this resolution along with the attachments to Cindy along with a brief explanation.

The following motion was made:

MOTION: Commissioner McGinley moved and Commissioner Jackson seconded that Resolution 2017-18 – Short Term Investment Pool (STIP) be approved. A verbal vote was taken and the motion carried unanimously.

A copy of the Resolution can be viewed below:

106333 Fee: \$ 0.00 File: 2017-18 Page: 1
BEAVERHEAD COUNTY Filed 7/17/2017 At 3:50 PM
Debra L. Scott, Clerk and Recorder
By: [Signature]

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RESOLUTION AUTHORIZING PARTICIPATION IN THE SHORT TERM INVESTMENT POOL (STIP)
MONTANA BOARD OF INVESTMENTS

CERTIFICATE AS TO
RESOLUTION NO. 2017-18 ADOPTING VOTE

Political Subdivision: Beaverhead County
Governing Body: Commissioners

Type, date, time and place of meeting: A Commission meeting held on July 17, 2017
at 02:00 o'clock p. m. in Dillon, Montana.

Members present: C. Thomas Rice
Michael McGinley
John H. Jackson

Members absent:

I, the undersigned, being the duly qualified and acting recording officer of the political subdivision identified above ("Participant"), certify that the attached RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO ("Resolution") and Exhibits A and B thereto are true and correct copies of the Resolution and Exhibits A and B on file in the original records of the Participant and in my legal custody; that the Resolution and Exhibits A and B were duly approved and adopted by the Governing Body of the Participant at the above described meeting, which meeting was attended throughout by the members indicated above, constituting a quorum of the Governing Body, pursuant to public notice of such meeting as required by law; and that the Resolution and Exhibits A and B have not as of the date hereof been amended or repealed.

WITNESS my hand officially as such recording officer this 17 day of July, 2017.

By [Signature]
Its Secretary

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RESOLUTION NO. 2017-18

RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL (STIP) AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO

BE IT RESOLVED BY THE COMMISSIONERS (the Governing Body) of BEAVERHEAD COUNTY (the Participant) AS FOLLOWS:

ARTICLE I

DEFINITIONS

Section 1.01 The following terms will have the meanings indicated below for all purposes of this Resolution unless the context clearly requires otherwise:

Section 1.02 Account shall mean a specific Participant Bank account assigned by the Bank to be used in conducting transactions through the STIP Program.

Section 1.03 Agreement shall mean the agreements of the Participant as contained within this Resolution.

Section 1.04 Authorized Representative shall mean the officer or official of the Participant designated and duly authorized by the Governing Body as set forth below to enable the Participant's participation in the STIP Program.

Section 1.05 Authorized Delegate shall mean any lawful officer, official or employee of the Participant who has been delegated authority by the Authorized Representative as provided in this Resolution to initiate transactions using the Board's STIP Program.

Section 1.06 Bank shall mean a financial institution designated and authorized as provided in this Resolution to send and receive money on behalf of the Participant for purposes of participation in the STIP Program.

Section 1.07 Board shall mean the Board of Investments of the State of Montana, a public body corporate organized and existing under the laws of the State and its successors and assigns.

Section 1.08 Exhibit A (STIP Participation Information Sheet) shall mean the document attached to and incorporated into this Resolution as provided in Article IV, Section 4.01, that provides information necessary for the Participant to participate in STIP.

Section 1.09 Exhibit B (Electronic Funds Transfer Authorization Form) shall mean the document attached to and incorporated into this Resolution as provided in Article IV, Section 4.01 that provides instructions for the Board and its agents to administer and manage the Participant's participation, transactions and shares in the STIP Program.

Section 1.10 Governing Body shall mean the governing body of the above-named political subdivision (Participant) authorized by Montana state law to participate in the STIP Program as further specified in this Resolution.

Section 1.11 Participant shall mean the political subdivision requesting participation in the Board's Short Term Investment Pool.

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Section 1.12 Short Term Investment Pool, STIP, or Program shall mean the Board's Short Term Investment Pool Program as authorized by law and as more fully defined and described in the Board's policies and procedures, as may be amended from time to time.

ARTICLE II

SHORT TERM INVESTMENT POOL PARTICIPATION AGREEMENT

Section 2.01 Participation Agreement. By approving and adopting this Resolution and Exhibits A and B, the Governing Body requests and agrees to participation of Participant in the STIP Program, and agrees that Participant will comply with and be bound by all laws, policies, procedures and participation requirements applicable to the STIP Program, as may be amended from time to time.

Section 2.02 STIP Program Description. The STIP Program is an investment program administered under the direction of the Montana Board of Investments as authorized by the Unified Investment Program. As more fully set forth in Board policies and procedures, STIP is available to state and local governments to serve their short term cash flow and deposit needs and its objectives are to preserve capital and to maintain high liquidity. The Program has the following attributes, as more fully set forth in applicable Board policies, procedures and participation requirements, which are subject to change upon the sole determination of the Board:

- 1) STIP transactions are fixed at \$1 per share;
- 2) STIP interest on pool assets accrues daily;
- 3) STIP earnings distribution method: Interest is distributed at the beginning of the month and can be distributed as cash to the designated Bank or the earnings can be reinvested into STIP;
- 4) Buying or selling shares in STIP requires one (1) business days' notice; transactions for which notice is received after 2:00 p.m. will be processed two (2) business days after receipt of the original notice;
- 5) Access to STIP is only through an electronic, web-based portal; no cash, checks or notifications by fax, phone or email will be accepted;
- 6) STIP's web portal provides real-time information on each account including: investment balances, buys, sells, pending transactions, and transaction notes, as determined by the authorized user; and
- 7) The Board accounts and reports on its financial statement STIP investment on a Net Asset Value (NAV) basis. A NAV per share of a STIP unit will be shown on the Board's website for each month-end period.

Section 2.03 Review of Policies, Procedures and Participation Requirements. Participant

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The Governing Body: (check one) DOES ☐ DOES NOT ☒ allow the Authorized Representative to change either the Bank or the Account; if "DOES" is checked, the Board will notify both the office of the Authorized Representative AND the office of the Governing Body within three (3) business days that such a change has been made.

The Governing Body: (check one) DOES ☐ DOES NOT ☒ allow the Authorized Representative to change the earnings distribution method; if "DOES NOT" is checked, the Governing Body chooses the following earnings distribution method (check one) reinvest cash earnings into STIP ☒ distribute cash earnings to the Bank ☐

Section 2.05 Change of Authorized Representative. Any change to the Authorized Representative requires a new Resolution adopted by the Governing Body; however the absence of an Authorized Representative does not nullify the authority of the Authorized Delegate(s) then in effect and so authorized to make STIP transactions.

Section 2.06 Annual Confirmation. The Board will provide on an annual basis to both the Governing Body and the Authorized Representative the following information as appears on the Board's records:

1. The name of the Authorized Representative;
2. The name(s) of any Authorized Delegate(s); and
3. The name of the Bank and the associated Account Number (truncated).

Section 2.07 Effective Date. Participant's Agreement as set forth in this Resolution will take effect when the Certificate as to Resolution and Adopting Vote, this Resolution and Exhibits A and B, each completed, dated and duly executed, are delivered to and received by the Board and will stay in effect until terminated in writing by the Governing Body.

ARTICLE III

MISCELLANEOUS

Section 3.01 No Guaranteed Return. The Governing Body understands and agrees that there is no minimum or maximum amount of interest rate or any guaranteed rate of return on STIP shares or funds invested in STIP shares.

Section 3.02 Voluntary Participation. By adopting this Resolution, the Governing Body acknowledges that it is not compelled to participate in STIP, and that its participation in STIP is voluntary, and accepts and agrees to the Program, its administration and governance, and its policies, procedures and participation requirements as set forth by law and the Board.

Section 3.03 Responsibility for Participant Mistakes. The Governing Body and Participant agree to hold the State of Montana, the Board, and their members, officials and employees harmless for the acts, omissions and mistakes of the Participant, Governing Body and their members, officials and employees, including but not limited to: Authorized Representative or Authorized Delegate who, for any reason, is not qualified or properly listed with the Board as a permissible representative to authorize transactions using the STIP Program; wrong instructions as to amounts or timing of sales or purchases; or missed deadlines.

Section 3.04 No Warranty. The Governing Body and Participant acknowledge and agree that the Board makes no warranty that funds will be immediately available in the event of any failure of a third party or that Governing Body will not suffer losses due to acts of God, or other calamities, or other market dislocations or interruptions.

Section 3.05 Participation Conditions; STIP Administration. The Governing Body and Participant acknowledge and agree that the Board will allow participation in STIP by and conduct STIP business

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with only those parties it determines are qualified and authorized to participate in the Program and which abide by the Board's policies, procedures and participation requirements; that the Board administers the STIP Program subject to Montana law and prudent fiduciary practices as required by Montana law and Board policy; and that the Board is legally bound to manage the Unified Investment Program, which includes STIP, in accordance with the prudent expert rule as set forth in Montana law.

Section 3.06 STIP Not Insured Against Loss. The Governing Body and Participant understand and acknowledge that the Board's STIP Program is NOT FDIC insured or otherwise insured or guaranteed by the federal government, the State of Montana, the Board or any other entity against investment losses. The Governing Body and Participant further understand and acknowledge that the Board's STIP policy requires maintenance of a reserve fund to offset possible losses and that STIP interest earnings may be used to fund this reserve before the net earnings are distributed to the STIP Participants, but that such reserves may not be adequate to cover investment losses.

ARTICLE IV

EXHIBITS A AND B

Section 4.01 Approval and Adoption of Exhibits A and B. Attached to this Resolution as Exhibits A and B, are the STIP Participation Information Sheet, and the Electronic Funds Transfer Authorization Form, which together provide the instructions and the details required by the Board to enable Participant's participation in the STIP Program. The Governing Body and Participant represent and agree that the attached Exhibits A and B have been completed and executed by the Participant's Authorized Representative and that Exhibits A and B must be complete and acceptable to the Board before participation will be allowed in the STIP Program. Exhibits A and B are hereby incorporated into and made a part of this Resolution, and are approved and adopted by the Governing Body as if set forth fully herein.

2 Reading – Ordinance 2017-01 – South Valley Road Speed Limit

The second reading of Ordinance 2017-01 – South Valley Road Speed Limit was given and the following motion was made:

MOTION: Commissioner Jackson moved and Commissioner McGinley seconded that Ordinance 2017-01 – South Valley Road Speed Limit, be adopted. A verbal vote was taken and the motion carried unanimously.

This ordinance goes into effect 30 days from today.

A copy of the Ordinance can be viewed below:



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BEAVERHEAD COUNTY Filed 7/17/2017 At 3:44 PM
Debra L. Scott, Clerk and Recorder
By: *[Signature]*

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BEAVERHEAD COUNTY SPEED LIMIT ORDINANCE
ORDINANCE No. 2017 - 01

For County Road: that portion of South Valley Road, #201-L, in the vicinity of Monida.

1. DEFINITIONS:

- a. "Motor Vehicle" means every vehicle propelled by its own power and designed to be used to transport persons or property upon the roads and highways of the State. Included in this definition are trailers, semi-trailers, and house trailers.
- b. "Vehicle" means every device in, upon, or by which any person or property may be transported or drawn upon the public ways.
- c. "Motorcycle" means a motor vehicle having not more than three wheels in contact with the ground with a saddle on which the operator sits or a platform in which he or she stands and a driving wheel in contact with the ground in addition to the wheels of the vehicle itself. A motorcycle may carry one or more attachments and a seat for the conveyance of a passenger. The term does not include a tractor.
- d. "Daytime" means that time one-half hour before sunrise and one-half hour after sunset. "Nighttime" is one-half hour after sunset and one-half hour before sunrise.



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BEAVERHEAD COUNTY Filed 7/17/2017 At 3:44 PM

2. It shall be unlawful for any person to operate a motor vehicle or motorcycle of any character upon a county road in excess of the posted speed limit, during daytime or nighttime.
3. Montana Code Annotated, Section 61-8-310(2), permits the Board of Commissioners to establish a speed restriction without a traffic study on a County Road.
4. The posted Speed Limit for the section of South Valley Road, #201-L, described below, shall be as follows:
- a. Beginning at east side of the intersection of the Union Pacific Railroad track, which is 0.03 miles from the beginning of South Valley Road, which is the end of the Interstate Highway "Monida" interchange road, and then proceeding east to a point 0.22 (twenty-two hundredths) miles from the beginning of the South Valley Road; all of which is located in Section 3, Township 15 South, Range 6 West.

THE SPEED LIMIT SHALL BE 25 mph.

5. The Commissioners specifically find that in this location, commonly known as Monida, that the character of the road is significantly different from the remainder of its course. Here, the setting is that of a small village, with somewhat narrow streets, buildings, and poor sight distances. Further, the Commissioners find that there are several families with small children living in the immediate area, and that the public safety demands a reduced speed.
6. This speed limit shall be posted at both ends of the described location, with the additional notation of "slow children at play."



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7. At the location of the intersection of South Valley Road, and the South Monida Road/Snowline Stock Lane, a sign indicating an "intersection" shall be posted.

Dated this 17 day of July, 2017.

BEAVERHEAD COUNTY BOARD OF COMMISSIONERS

C. Thomas Rice, Chairman

Michael J. McGinley, Commissioner

John H. Jackson, Commissioner

Unfinished Business/Other Topics of Discussion:

County Treasurer Cathy Hucke joined the meeting to advise the commissioners that they may be receiving some phone calls from disgruntled taxpayers since she had sent out a courtesy notification letter regarding HB 18. She advised that there are 450 residents that have not paid their taxes.

The Commissioners opened their mail and email and responded accordingly.

The Commissioners worked on their individual County projects.

Payment of Invoices:

The Commissioners reviewed and approved invoices for a total of \$373,020.24, beginning with check #197254 and ending with check #197315. The Invoice Payment Schedule is located in the Financial Administrator's Office.

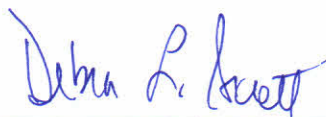
Public Comments on Subjects Under County Jurisdiction:

There were no public comments.

Adjourn:

There being no further business to come before the Board, the meeting was adjourned at 5:00 p.m.

Attest: _____



Clerk of the Board

Approved: _____



Chairman of the Board