OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 1st, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, Clerk & Recorder, and Allen Fulton, Sheriff present.

No public comments were received as no public was present for the meeting.

Commissioner Joiner motioned to approve the consent agenda, to include all claims. Commissioner Martens seconds motion, motion carried, 3-0.

Commissioner Martens motioned to approve County Ordinances upon first reading. Commissioner Joiner seconds motion. Discussion included Commissioner Martens stating there was no public comment and the feedback from the Sheriff's department was, that, ordinances were acceptable. Motion carried, 3-0. List of ordinances as follows:

2020-1: County Solid Waste Disposal
2020-2: Solid Waste Disposal Boundaries
2020-3: Designation of Airport Influence Area for Tillitt Field
2020-4: Designation of Airport Influence Area for Rick's Field
2020-5: County Liter Control
2020-6: Prohibiting the Carrying of Weapons, Firearms and Explosives in Certain County Owned Buildings and Property
2020-7: Maintaining a Nuisance Animal
2020-8: Prohibiting Dogs from Running at Large in the Ashland Area
2020-9: Prohibiting Dogs from Running at Large in the Rosebud Area
2020-10: Vicious Dog Control Rosebud County
2020-11: Regulation of Pawnbrokers and Valuable article Dealers

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 3rd, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 8th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Clerk & Recorder, and Ana Thompson, Council on Aging Coordinator present.

No public comments were received as no public was present for the meeting.

Commissioner Martens motioned to approve the consent agenda, to include all claims. Commissioner Lee seconds motion, motion carried, 2-0.

Commissioner Martens motioned to accept the bid for the Colstrip Feeding Program from June's Bungalow beginning Monday, December 14th, 2020 through June 30th, 2021. Commissioner Lee seconds motion. Discussion included Commissioner Lee stating it was the only bid received and it will be for $7.00 per meal. Motion carried, 2-0.

The Commissioners reviewed the Audit Deficiencies. They collectively formulated a plan to try to correct the deficiencies going forward.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 10th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 15th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

Commissioner Martens motioned to approve the consent agenda, to include all claims. Commissioner Joiner seconds motion, motion carried, 3-0.

Commissioner Martens motioned to approve the second reading of proposed County Ordinances. Commissioner Joiner seconds motion. Discussion included that no public comment was received so they will be approved as there was no opposition. Also, that the ordinances will be effective 30 days after the second reading, which will be January 14th, 2021. Motion carried, 3-0.
Detail of each Ordinance listed below.

2020-1: County Solid Waste Disposal:

COUNTY SOLID WASTE DISPOSAL ORDINANCE
2020-1

It shall be unlawful for any person to dispose of Solid Waste in Rosebud County by any means other than those itemized below:

The attended sites are Rosebud County Landfill at Colstrip and Forsyth Transfer Station. The Unattended sites are Rosebud, Ashland, Reservation Creek, Ingomar and Birney. YES means we will take at the site, NO means we will not take at the site:

	Attended	Unattended
1. Household garbage		
2. Commercial garbage (non-hazardous)	YES	YES
3. Refrigeration units	YES	YES
4. All other appliances	YES	NO
5. Cold ashes only. NO HOT ASHES	YES	YES
6. Dead animals under 100 lbs.	YES	YES
7. Dead animals over 100 lbs	YES	NO
8. Spoiled grain	LANDFILL SITE ONLY	
9. Asbestos	YES	YES
10. Oil filters (must be drained and	NO	NO
punctured)	YES	YES
11. Tires		
12. Treated grain at (Lg. Volume -certified	YES	YES
non-hazardous)	LANDFILL SITE ONLY	
13. Liquid Pesticides		
14. Liquid Herbicides	NO	NO
15. Chemical containers under 5 gal. in	NO	NO
volume	YES	YES
(triple rinsed and cut open)		
Chemical containers over 5 gal. in		
volume	YES	YES
(triple rinsed and both ends removed)		
16. Fluorescent lights and bulbs in small		
quantities	YES	YES
Only (not broken, if possible)		
17. Paint (must be dried)		
18. Liquids (in any form)		
19. Petroleum products	YES	YES
20. Batteries	NO	NO
21. Medical waste (infectious)	NO	NO
22. Vehicles, machinery, major parts	NO	NO
23. Yard residue (grass, leaves, etc.)	NO	NO
24. Clean untreated, unpainted,	LANDFILL SITE ONLY	
unprocessed wood,	YES	YES
Tree trimmings and pallets ($8.00 per	IN BURN PIT	NO
ton) (Lg. volume)		

LANDFILL SITE ONLY

a. Stumps –$8.00 per ton LANDFILL SITE ONLY

25. Painted or treated wood, processed wood products (Large Volume) Building demolition – All material must be taken to Buildings, roofs, etc. - $83.00 per ton charge. (Large Volume) LANDFILL SITE ONLY
26. Concrete and Masonry materials $8.00 per ton charge. (Large Volume) LANDFILL SITE ONLY
27. Asphalt –$8.00 per ton

(Large Volume) means more than a pickup load – pickup load is defined as water-level full on standard box.

State and Federal regulations require that landfills randomly screen materials to identify unacceptable materials and the District is obligated to report any such materials to the Department of Health and Environmental Sciences and/or the U.S. environmental Protection Agency for prosecution.

Any person convicted of violating this Ordinance shall be guilty of a misdemeanor and may be sentenced up to six (6) months in the County Jail or fined up to $500.00 or both.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-2: Solid Waste Disposal Boundaries:

ORDINANCE 2020-2

SOLID WASTE DISPOSAL ORDINANCE

It shall be unlawful for anyone residing outside the Rosebud County Solid Waste District Boundaries to dispose of solid waste in any Rosebud County dumpster unless there has been prior arrangement including making payment to Rosebud County for the use of the dump site. The dumpsites include Ashland, Mission, Rosebud, Ingomar, Angela, Reservation Creek and Birney.

A person convicted of violating this ordinance is guilty of a misdemeanor and may be sentenced up to six months in the County jail or fined up to $500.00, or both.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-3: Designation of Airport Influence Area for Tillitt Field:

ORDINANCE 2020-3
FOR DESIGNATION OF AN AIRPORT
INFLUENCE AREA FOR TILLITT FIELD, FORSYTH AIRPORT

AN ORDINANCE FOR DESIGNATION OF AN AIRPORT INFLUENCE AREA OTHERWISE REGULATING THE USE OF PROPERTY, IN THE VICINITY OF RICKS FIELD BY CREATING THE APPROPRIATE INFLUENCE AREA AND ESTABLISHING THE BOUNDARIES THEREOF; PROVIDING FOR CHANGES IN THE RESTRICTIONS AND BOUNDARIES OF SUCH AREA; DEFINING CERTAIN TERMS USED HEREIN; REFERRING TO THE TILLIT FIELD INFLUENCE AREA MAP WHICH IS INCORPORATED IN AND MADE A PART OF THIS ORDINANCE; PROVIDING FOR ENFORCEMENT; ESTABLISHING A BOARD OF ADJUSTMENT; AND IMPOSING PENALTIES.

This Ordinance is adopted pursuant to the authority conferred by Montana Codes Annotated, Title 67, Chapter 4. It is hereby found that an incompatible use has the potential for endangering the lives and property of users of Tillitt Field, and property or occupants of land in its vicinity; that an incompatible use may affect the existing and future use of Tillitt Field; and that an incompatible use may destroy or impair the utility of Tillitt Field and the public investment therein. Accordingly it is declared:

(1) that the creation or establishment of an incompatible use has the potential of being a public nuisance and may injure the region served by Tillitt Field;

(2) that it is necessary in the interest of the public health, public safety, and general welfare that the creation or establishment of incompatible uses that are a hazard to air navigation be prevented; and

(3) that the prevention of these incompatible uses should be accomplished, to the extent legally possible, by the exercise of the police power without compensation.

It is further declared that the prevention of the creation or establishment of incompatible uses is a public purpose for which a political subdivision may raise and expend public funds and acquire land or interests in land.

IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ROSEBUD COUNTY, MONTANA, AS FOLLOWS:

SECTION I: SHORT TITLE

This Ordinance shall be known and may be cited as Tillitt Field Influence Area Zoning Ordinance.

SECTION II: DEFINITIONS

As used in this Ordinance, unless the context otherwise requires:

1. AIRPORT - means Tillitt Field, Forsyth Airport.

2. AIRPORT INFLUENCE AREA - An area longitudinally centered on a runway which extends 10,000 feet from the thresholds (ends) of the runway and is one (1) mile in width on each side of the runway and its extended centerline.

3. AIRPORT ZONING COMMISSION - A board of at least three (3) members appointed by the Rosebud County Commissioners as provided for in Section 67-6-202(2).

4. BOARD OF ADJUSTMENT - A board consisting of five (5) members appointed by the Rosebud County Commission as provided for in Section 67-4-312 and Sections 76-2-321 through 76-2-328 Montana Codes Annotated.

5. INCOMPATIBLE USE - Any use of land which is inconsistent with the provisions of this Ordinance or an amendment thereto.

6. PERSON - An individual, firm, partnership, corporation, company, association, joint stock association or governmental entity; includes a trustee, a receiver, an assignee, or a similar representative of any of them.

7. RUNWAY - A defined area on an airport prepared for landing and takeoff of aircraft along its length.

SECTION III: AIRPORT INFLUENCE AREA

In order to carry out the provisions of this Ordinance, there is hereby created and established within the Airport Influence Area, an Airport Impact Zone and a Limited Development Area Zone which includes all of the land lying within the boundaries and zones defined on the Tillitt Field Land Use Compatibility Map. Such zones are shown on the Tillitt Field Land Use Compatibility Map consisting of one sheet, prepared by the Rosebud County Airport Zoning Commission and dated 2-14-02, which is attached to this Ordinance and made a part hereof. The various land uses are hereby established and defined as follows:

1. Urban Area - An area consisting of typical dense residential and commercial development such as retail, banking, hotel/motel, restaurant, and similar uses.

2. Suburban Residential Area - An area consisting of suburban residential development typically sited on acreages in excess of 1 acre but not in excess of 10 acres.

3. Industrial Area - An area consisting of heavy to light manufacturing activities, warehousing, distributing, machinery and vehicle dealerships, and similar uses.

4. Agricultural Area - Areas devoted to primarily agricultural uses, scattered residential development with density not greater than 1 residence/20 acres. Also, forested lands, wildlife and waterfowl reserves, and similar uses.

5. Terrain Obstructions - Areas where natural terrain height penetrates the FAA FAR Part 77 Surfaces for the airport.

6. Airport Impact Zone - An area defined on the Land Use Compatibility drawing and consisting of the runway protection zones and the primary surface. No development should occur in this area other than airport specific development whose needs are airport related. This area, according to Federal guidelines, should be under the airport's control to prevent incompatible land use development.

7. Limited Development Area Zone - An area defined on the Land Use Compatibility drawing. Land use in this limited area should be restricted to uses that are not noise sensitive; those that do not promote public assembly; those that do not have distracting lights, glare, or smoke, provide electronic interference; those that are not bird attractors.

SECTION IV: AIRPORT INFLUENCE AREA LIMITATIONS

In an Airport Impact Zone and Limited Development Area Zone, the following regulations shall apply:

1. Uses Permitted Outright. In an Airport Impact Zone, the following uses and their accessory uses are permitted outright:

   a. Airport.

   b. Farm use, excluding livestock feed or sales yard and excepting those uses set forth in subsection 2 of this section.

2. Conditional Uses. In Limited Development Area Zones, the following uses and their accessory uses may be permitted when authorized in accordance with the requirements of this ordinance:

   a. Farm accessory buildings and uses.

   b. Mining, quarrying, or other extraction activity, including the processing or refining of ore or other raw materials.

c. Utility facility necessary for public service.

d. Golf course.

e. Park, playground, other public recreation site or facility, or community service facility owned and operated by a governmental agency or non-profit community organization.

f. Veterinary clinic, animal pound or kennel.

g. Private or public grounds and buildings for games, sports, riding arenas, race tracks and similar activities.

h. Water supply and treatment facility.

i. Manufacturing and warehousing.

j. Travelers' accommodation facilities.

k. Retail and wholesale trade facilities.

l. Residential use and development therefore.

3. Use Limitations. In a Limited Development Area Zone, the following limitations and standards shall apply to all uses permitted, unless a variance has been approved in accordance with section VII, 4:

a. In approach zones up to **5,000** feet beyond the Runway Protection Zones for existing Runway 8/26 and **5,000** feet beyond the Runway Protection Zones for future Runway 11/29, no meeting place for public or private purposes which is designed to accommodate more than 25 persons at any one time shall be permitted. Residential use is limited to **1** living unit(s) per acre in this portion of the approach zone.

b. Mining or quarry operation will not be permitted if such use will allow or cause ponding which is likely to attract birds.

c. No use permitted by subsection (2)(c) of this section shall permit any power lines to be located in Runway Protection Zones and any power line located within an approach zone shall be in conformance with designated approach slope ratios as defined in Montana Codes Annotated, Title 67, Chapters 4, 5, and 6, FAA FAR Part 77 and other local ordinances that

regulate the height of objects.

d. No use permitted by this section shall be allowed if such use is likely to attract an unusual quantity of birds, particularly birds which are normally considered high flight.

4. Design and Use Criteria. In the consideration of an application for a proposed use in an Airport Impact Zone or a Limited Development Area Zone, the Rosebud County Commissioners shall take into account the impact of the proposed use on nearby residential and commercial uses, on resource carrying capacities, on the capacity of transportation and other public facilities and services, and on the appearance of the proposal. In approving a proposed use, the Commission shall find that:

a. Proposal is in compliance with the Airport Master Plan.

b. Proposal is in compliance with the intent and provisions of this ordinance and more particularly with this section.

c. That economic and environmental considerations are in balance.

d. That any social, economical, physical, or environmental impacts are reasonably minimized.

e. Any application for a proposed use in the Airport Impact Zone or a Limited Development Area Zone may be denied if, in the opinion of the Commission, the proposed use is not related to the present land use patterns in the area.

f. In approving a proposed use in the Airport Impact Zone or a Limited Development Area Zone, the Commission shall be satisfied that the applicant is fully apprised of the County's policy relative to development in the area in relation to the existing airport and accessory uses thereof.

g. The Commission may require establishment and maintenance of aesthetic or noise screens, the use of a flare resistant material in construction and landscaping, or may attach other similar conditions or limitations that will serve to reduce hazards to airport operations, including lighting and marking of airport hazards in accordance with Section 67-4-314 MCA.

SECTION V: USE RESTRICTIONS

Notwithstanding any other provisions of this Ordinance, no use may be made of land or water within the Airport Influence Area or any zone established by this Ordinance in such a manner as

to create electrical interference with navigational signals or radio communication between the airport and aircraft, make it difficult for pilots to distinguish between airport lights and others, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, creating bird strike hazards, or otherwise in any way endanger or interfere with the landing, takeoff, or maneuvering of aircraft intending to use the airport.

SECTION VI: NONCONFORMING USES

1. Regulations Not Retroactive - The regulations prescribed by this Ordinance shall not be construed to require the removal or other change or alteration of any structure not conforming to the regulations as of the effective date of this Ordinance, or otherwise interfere with the continuance of a nonconforming use. Nothing contained herein shall require any change in the construction, alteration, or intended use of any structure, the

   construction or alteration of which was begun prior to the effective date of this Ordinance, and is diligently prosecuted.

SECTION VII: PERMITS

1. Future Uses - No material change shall be made in the use of land, no structure shall be erected or otherwise established, in any zone hereby created unless a permit therefore shall have been applied for and granted. Each application for a permit shall indicate the purpose for which the permit is desired, with sufficient particularity to permit it to be determined whether the resulting use would conform to the regulations herein prescribed. If such determination is in the affirmative, the permit shall be granted. No permit for a use inconsistent with the provisions of this Ordinance shall be granted unless a variance has been approved in accordance with Section VII, 4.

2. Existing Uses - No permit shall be granted that would allow a nonconforming use to become a greater hazard to air navigation than it was on the effective date of this Ordinance or any amendments thereto or than it is when the application for a permit is made. Except as indicated, all applications for such a permit shall be granted.

3. Nonconforming Uses Abandoned or Destroyed - Whenever the Commission determines that a nonconforming use has been abandoned, no permit shall be granted that would allow such use to deviate from the zoning regulations without submitting an application to the Board of Adjustment for a variance.

4. Variances - Any person desiring to use property, not in accordance with the regulations prescribed in this Ordinance, may apply to the Board of Adjustment for a variance from such regulations. The application for variance shall be accompanied by a determination from the Federal Aviation Administration as to the effect of the proposal on the operation of air navigation facilities and the safe, efficient use of navigable air space. Such variances shall be allowed where it is duly found that a literal application or enforcement

of the regulations will result in unnecessary hardship and relief granted, will not be contrary to the public interest, will not create a hazard to air navigation, will do substantial justice, and will be in accordance with the spirit of this Ordinance. An application for variance to the requirements of this Ordinance will be considered by the Board of Adjustment, which will act to grant or deny said application.

SECTION VIII: ENFORCEMENT

It shall be the duty of the Airport Zoning Commission to administer and enforce the regulations prescribed herein. Applications for permits and variances shall be made to the Airport Zoning Commission upon a form published for that purpose. Applications required by this Ordinance to be submitted to the Airport Zoning Commission shall be promptly considered and granted or denied. Application for action by the Board of Adjustment shall be forthwith transmitted by the Applicant.

SECTION IX: BOARD OF ADJUSTMENT

1. There is hereby created a Board of Adjustment to have and exercise the following powers: (1) to hear and decide appeals from any order, requirement, decision, or determination made by the Airport Zoning Commission in the enforcement of this Ordinance; (2) to hear and decide special exceptions to the terms of this Ordinance upon which such Board of Adjustment under such regulations may be required to pass; and (3) to hear and decide specific variances.

2. The Board of Adjustment shall be as provided for in Section 67-4-312 and 76-2-321 through 76-2-328 Montana Codes Annotated.

SECTION X: APPEALS

1. Any person aggrieved, or any taxpayer affected, by any decision made in the administration of the Ordinance, may appeal to the Board of Adjustment.

2. All appeals hereunder must be taken within a reasonable time as provided by the rules of the Board of Adjustment, filing with the Airport Zoning Commission a notice of appeal specifying the grounds thereof. The Airport Zoning Commission shall forthwith transmit to the Board of Adjustment all the papers constituting the record upon which the action appealed from was taken.

3. An appeal shall stay all proceedings in furtherance of the action appealed from unless the Airport Zoning Commission certifies to the Board of Adjustment, after the notice of appeal has been filed with it, that by reason of the facts stated in the certificate a stay would in the opinion of the Airport Zoning Commission cause imminent peril to life or property. In such case, proceedings shall not be stayed except by order of the Board of Adjustment with notice to the Airport Zoning Commission and on due cause shown.

4. The Board of Adjustment shall fix a reasonable time for hearing appeals, give public notice and due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing, any party may appear in person or by agent or by attorney.

5. The Board of Adjustment may, in conformity with the provisions of this Ordinance, reverse or affirm, in whole or in part, or modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision or determination as may be appropriate under the circumstances.

SECTION XI: JUDICIAL REVIEW

Any person aggrieved, or any taxpayer affected, by any decision of the Board of Adjustment, may appeal to the appropriate Court as provided in the Public Laws of the State of Montana.

SECTION XII: PENALTIES

Each violation of this Ordinance or of any regulation, order, or ruling promulgated hereunder shall be prosecuted in compliance with Montana Codes Annotated, Title 67, Chapter 4.

SECTION XIII: CONFLICTING REGULATIONS

Where there exists a conflict between any of the regulations or limitations prescribed in this Ordinance and any other regulations applicable to the same area, whether the conflict be with respect to the height of structures or trees, and the use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail.

SECTION XIV: SEVERABILITY

If any of the provisions of this Ordinance or the application thereof to any person or circumstances are held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION XV: EFFECTIVE DATE

WHEREAS, this Ordinance shall be in full force and effect from and after its passage by the Rosebud County Commissioners and publication and posting as required by law.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-4: Designation of Airport Influence Area for Rick's Field:

ORDINANCE 2020-4
FOR DESIGNATION OF AN AIRPORT
INFLUENCE AREA FOR RICKS FIELD, COLSTRIP AIRPORT

AN ORDINANCE FOR DESIGNATION OF AN AIRPORT INFLUENCE AREA OTHERWISE REGULATING THE USE OF PROPERTY, IN THE VICINITY OF RICK'S FIELD BY CREATING THE APPROPRIATE INFLUENCE AREA AND ESTABLISHING THE BOUNDARIES THEREOF; PROVIDING FOR CHANGES IN THE RESTRICTIONS AND BOUNDARIES OF SUCH AREA; DEFINING CERTAIN TERMS USED HEREIN; REFERRING TO THE RICK'S FIELD INFLUENCE AREA MAP WHICH IS INCORPORATED IN AND MADE A PART OF THIS ORDINANCE; PROVIDING FOR ENFORCEMENT; ESTABLISHING A BOARD OF ADJUSTMENT; AND IMPOSING PENALTIES.

This Ordinance is adopted pursuant to the authority conferred by Montana Codes Annotated, Title 67, Chapter 4. It is hereby found that an incompatible use has the potential for endangering the lives and property of users of Rick's Field, and property or occupants of land in its vicinity; that an incompatible use may affect the existing and future use of Rick's Field; and that an incompatible use may destroy or impair the utility of Rick's Field and the public investment therein. Accordingly, it is declared:

(1) that the creation or establishment of an incompatible use has the potential of being a public nuisance and may injure the region served by Rick's Field;

(2) that it is necessary in the interest of the public health, public safety, and general welfare that the creation or establishment of incompatible uses that are a hazard to air navigation be prevented; and

(3) that the prevention of these incompatible uses should be accomplished, to the extent legally possible, by the exercise of the police power without compensation.

It is further declared that the prevention of the creation or establishment of incompatible uses is a public purpose for which a political subdivision may raise and expend public funds and acquire land or interests in land.

IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ROSEBUD COUNTY, MONTANA, AS FOLLOWS:

SECTION I: SHORT TITLE

This Ordinance shall be known and may be cited as Rick's Field Influence Area Zoning Ordinance.

SECTION II: DEFINITIONS

As used in this Ordinance, unless the context otherwise requires:

1. AIRPORT - means Rick's Field, Colstrip Airport.

2. AIRPORT INFLUENCE AREA - An area longitudinally centered on a runway which extends 10,000 feet from the thresholds (ends) of the runway and is one (1) mile in width on each side of the runway and its extended centerline.

3. AIRPORT ZONING COMMISSION - A board of at least three (3) members appointed by the Rosebud County Commissioners as provided for in Section 67-6-202(2).

4. BOARD OF ADJUSTMENT - A board consisting of five (5) members appointed by the Rosebud County Commission as provided for in Section 67-4-312 and Sections 76-2-321 through 76-2-328 Montana Codes Annotated.

5. INCOMPATIBLE USE - Any use of land which is inconsistent with the provisions of this Ordinance or an amendment thereto.

6. PERSON - An individual, firm, partnership, corporation, company, association, joint stock association or governmental entity; includes a trustee, a receiver, an assignee, or a similar representative of any of them.

7. RUNWAY - A defined area on an airport prepared for landing and takeoff of aircraft along its length.

SECTION III: AIRPORT INFLUENCE AREA

In order to carry out the provisions of this Ordinance, there is hereby created and established within the Airport Influence Area, an Airport Impact Zone and a Limited Development Area Zone which includes all of the land lying within the boundaries and zones defined on the Rick's Field Land Use Compatibility Map. Such zones are shown on the Rick's Field Land Use Compatibility Map consisting of one sheet, prepared by the Rosebud County Airport Zoning Commission and dated 2-14-02, which is attached to this Ordinance and made a part hereof. The various land uses are hereby established and defined as follows:

1. Urban Area - An area consisting of typical dense residential and commercial development such as retail, banking, hotel/motel, restaurant, and similar uses.

2. Suburban Residential Area - An area consisting of suburban residential development typically sited on acreages in excess of 1 acre but not in excess of 10 acres.

3. Industrial Area - An area consisting of heavy to light manufacturing activities, warehousing, distributing, machinery and vehicle dealerships, and similar uses.

4. Agricultural Area - Areas devoted to primarily agricultural uses, scattered residential development with density not greater than 1 residence/20 acres. Also, forested lands, wildlife and waterfowl reserves, and similar uses.

5. Terrain Obstructions - Areas where natural terrain height penetrates the FAA FAR Part 77 Surfaces for the airport.

6. Airport Impact Zone - An area defined on the Land Use Compatibility drawing and consisting of the runway protection zones and the primary surface. No development should occur in this area other than airport specific development whose needs are airport related. This area, according to Federal guidelines, should be under the airport's control to prevent incompatible land use development.

7. Limited Development Area Zone - An area defined on the Land Use Compatibility drawing. Land use in this limited area should be restricted to uses that are not noise sensitive; those that do not promote public assembly; those that do not have distracting lights, glare, or smoke, provide electronic interference; those that are not bird attractors.

SECTION IV: AIRPORT INFLUENCE AREA LIMITATIONS

In an Airport Impact Zone and Limited Development Area Zone, the following regulations shall apply:

1. Uses Permitted Outright. In an Airport Impact Zone, the following uses and their accessory uses are permitted outright:

    a. Airport.

    b. Farm use, excluding livestock feed or sales yard and excepting those uses set forth in subsection 2 of this section.

2. Conditional Uses. In Limited Development Area Zones, the following uses and their accessory uses may be permitted when authorized in accordance with the requirements of this ordinance:

    a. Farm accessory buildings and uses.

    b. Mining, quarrying, or other extraction activity, including the processing or refining of ore or other raw materials.

c. Utility facility necessary for public service.

d. Golf course.

e. Park, playground, other public recreation site or facility, or community

service facility owned and operated by a governmental agency or non-profit community organization.

f. Veterinary clinic, animal pound or kennel.

g. Private or public grounds and buildings for games, sports, riding arenas, race tracks and similar activities.

h. Water supply and treatment facility.

i. Manufacturing and warehousing.

j. Travelers' accommodation facilities.

k. Retail and wholesale trade facilities.

l. Residential use and development therefore.

3. Use Limitations. In a Limited Development Area Zone, the following limitations and standards shall apply to all uses permitted, unless a variance has been approved in accordance with section VII, 4:

a. In approach zones up to **5,000** feet beyond the Runway Protection Zones for existing Runway 8/26 and **5,000** feet beyond the Runway Protection Zones for future Runway 11/29, no meeting place for public or private purposes which is designed to accommodate more than 25 persons at any one time shall be permitted. Residential use is limited to 1 living unit(s) per acre in this portion of the approach zone.

b. Mining or quarry operation will not be permitted if such use will allow or cause ponding which is likely to attract birds.

c. No use permitted by subsection (2)(c) of this section shall permit any power lines to be located in Runway Protection Zones and any power line located within an approach zone shall be in conformance with designated approach slope ratios as defined in Montana Codes Annotated, Title 67, Chapters 4, 5, and 6, FAA FAR Part 77 and other local ordinances that regulate the height of objects.

d. No use permitted by this section shall be allowed if such use is likely to attract an unusual quantity of birds, particularly birds which are normally considered high flight.

4. Design and Use Criteria. In the consideration of an application for a proposed use in an Airport Impact Zone or a Limited Development Area Zone, the Rosebud County Commissioners shall take into account the impact of the proposed use on nearby residential and commercial uses, on resource carrying capacities, on the capacity of transportation and other public facilities and services, and on the appearance of the proposal. In approving a proposed use, the Commission shall find that:

a. Proposal is in compliance with the Airport Master Plan.

b. Proposal is in compliance with the intent and provisions of this ordinance and more particularly with this section.

c. That economic and environmental considerations are in balance.

d. That any social, economical, physical, or environmental impacts are reasonably minimized.

e. Any application for a proposed use in the Airport Impact Zone or a Limited Development Area Zone may be denied if, in the opinion of the Commission, the proposed use is not related to the present land use patterns in the area.

f. In approving a proposed use in the Airport Impact Zone or a Limited Development Area Zone, the Commission shall be satisfied that the applicant is fully apprised of the County's policy relative to development in the area in relation to the existing airport and accessory uses thereof.

g. The Commission may require establishment and maintenance of aesthetic or noise screens, the use of a flare resistant material in construction and landscaping, or may attach other similar conditions or limitations that will serve to reduce hazards to airport operations, including lighting and marking of airport hazards in accordance with Section 67-4-314 MCA.

SECTION V: USE RESTRICTIONS

Notwithstanding any other provisions of this Ordinance, no use may be made of land or water within the Airport Influence Area or any zone established by this Ordinance in such a manner as to create electrical interference with navigational signals or radio communication between the

airport and aircraft, make it difficult for pilots to distinguish between airport lights and others, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, creating bird strike hazards, or otherwise in any way endanger or interfere with the landing, takeoff, or maneuvering of aircraft intending to use the airport.

SECTION VI: NONCONFORMING USES

1. Regulations Not Retroactive - The regulations prescribed by this Ordinance shall not be construed to require the removal or other change or alteration of any structure not conforming to the regulations as of the effective date of this Ordinance, or otherwise interfere with the continuance of a nonconforming use. Nothing contained herein shall require any change in the construction, alteration, or intended use of any structure, the

   construction or alteration of which was begun prior to the effective date of this Ordinance, and is diligently prosecuted.

SECTION VII: PERMITS

1. Future Uses - No material change shall be made in the use of land, no structure shall be erected or otherwise established, in any zone hereby created unless a permit therefore shall have been applied for and granted. Each application for a permit shall indicate the purpose for which the permit is desired, with sufficient particularity to permit it to be determined whether the resulting use would conform to the regulations herein prescribed. If such determination is in the affirmative, the permit shall be granted. No permit for a use inconsistent with the provisions of this Ordinance shall be granted unless a variance has been approved in accordance with Section VII, 4.

2. Existing Uses - No permit shall be granted that would allow a nonconforming use to become a greater hazard to air navigation than it was on the effective date of this Ordinance or any amendments thereto or than it is when the application for a permit is made. Except as indicated, all applications for such a permit shall be granted.

3. Nonconforming Uses Abandoned or Destroyed - Whenever the Commission determines that a nonconforming use has been abandoned, no permit shall be granted that would allow such use to deviate from the zoning regulations without submitting an application to the Board of Adjustment for a variance.

4. Variances - Any person desiring to use property, not in accordance with the regulations prescribed in this Ordinance, may apply to the Board of Adjustment for a variance from such regulations. The application for variance shall be accompanied by a determination from the Federal Aviation Administration as to the effect of the proposal on the operation of air navigation facilities and the safe, efficient use of navigable air space. Such variances shall be allowed where it is duly found that a literal application or enforcement of the regulations will result in unnecessary hardship and relief granted, will not be

contrary to the public interest, will not create a hazard to air navigation, will do substantial justice, and will be in accordance with the spirit of this Ordinance. An application for variance to the requirements of this Ordinance will be considered by the Board of Adjustment, which will act to grant or deny said application.

SECTION VIII: ENFORCEMENT

It shall be the duty of the Airport Zoning Commission to administer and enforce the regulations prescribed herein. Applications for permits and variances shall be made to the Airport Zoning Commission upon a form published for that purpose. Applications required by this Ordinance to be submitted to the Airport Zoning Commission shall be promptly considered and granted or denied. Application for action by the Board of Adjustment shall be forthwith transmitted by the Applicant.

SECTION IX: BOARD OF ADJUSTMENT

1. There is hereby created a Board of Adjustment to have and exercise the following powers: (1) to hear and decide appeals from any order, requirement, decision, or determination made by the Airport Zoning Commission in the enforcement of this Ordinance; (2) to hear and decide special exceptions to the terms of this Ordinance upon which such Board of Adjustment under such regulations may be required to pass; and (3) to hear and decide specific variances.

2. The Board of Adjustment shall be as provided for in Section 67-4-312 and 76-2-321 through 76-2-328 Montana Codes Annotated.

SECTION X: APPEALS

1. Any person aggrieved, or any taxpayer affected, by any decision made in the administration of the Ordinance, may appeal to the Board of Adjustment.

2. All appeals hereunder must be taken within a reasonable time as provided by the rules of the Board of Adjustment, filing with the Airport Zoning Commission a notice of appeal specifying the grounds thereof. The Airport Zoning Commission shall forthwith transmit to the Board of Adjustment all the papers constituting the record upon which the action appealed from was taken.

3. An appeal shall stay all proceedings in furtherance of the action appealed from unless the Airport Zoning Commission certifies to the Board of Adjustment, after the notice of appeal has been filed with it, that by reason of the facts stated in the certificate a stay

would in the opinion of the Airport Zoning Commission cause imminent peril to life or property. In such case, proceedings shall not be stayed except by order of the Board of Adjustment with notice to the Airport Zoning Commission and on due cause shown.

4. The Board of Adjustment shall fix a reasonable time for hearing appeals, give public notice and due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing, any party may appear in person or by agent or by attorney.

5. The Board of Adjustment may, in conformity with the provisions of this Ordinance, reverse or affirm, in whole or in part, or modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision or determination as may be appropriate under the circumstances.

SECTION XI: JUDICIAL REVIEW

Any person aggrieved, or any taxpayer affected, by any decision of the Board of Adjustment, may appeal to the appropriate Court as provided in the Public Laws of the State of Montana.

SECTION XII: PENALTIES

Each violation of this Ordinance or of any regulation, order, or ruling promulgated hereunder shall be prosecuted in compliance with Montana Codes Annotated, Title 67, Chapter 4.

SECTION XIII: CONFLICTING REGULATIONS

Where there exists a conflict between any of the regulations or limitations prescribed in this Ordinance and any other regulations applicable to the same area, whether the conflict be with respect to the height of structures or trees, and the use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail.

SECTION XIV: SEVERABILITY

If any of the provisions of this Ordinance or the application thereof to any person or circumstances are held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION XV: EFFECTIVE DATE

WHEREAS, the immediate operation of the provisions of this Ordinance is necessary for the

Rosebud County Commissioners and publication and posting as required by law.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-5: County Liter Control:

COUNTY LITER CONTROL
ORDINANCE 2020-5

Section 1. It shall be unlawful for a person to litter on any county road or on land within the county.

Section 2. This applies to all persons other than the owners of the property on which littering occurs.

Section 3. There is hereby a fine established, not to exceed $200.00, as a penalty for violation of this Ordinance.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-6: Prohibiting the Carrying of Weapons, Firearms and Explosives in Certain County Owned Buildings and Property:

ROSEBUD COUNTY ORDINANCE
NO. 2020-6

PROHIBITING THE CARRYING OF
WEAPONS, FIREARMS AND EXPLOSIVES IN CERTAIN COUNTY
OWNED BUILDINGS AND PROPERTY

Section 1: Statement of Authority and Purpose.

(A) MCA § 45-8-351 authorizes the County to prevent and suppress the carrying of concealed and unconcealed weapons to public assemblies and publicly owned buildings; and

(B) MCA § 45-8-328 (1)(a) prohibits the carrying of a concealed weapon with or without a permit in any building owned or leased by the federal, state or local government; and

(C) MCA § 45-8-333 prohibits the possession of explosives where such possession intimidates, terrifies or endangers another human being; and

(D) MCA § 7-8-2201 authorizes the Board of County Commissioners to manage County property; and

(E) Courthouse security and workplace security are issues of increasing concern in Montana and the nation;

Section 2: Prohibition of Weapons and Explosives.

The carrying or possession of weapons as that term is defined by MCA § 45-8-316 (1993), any firearm as defined by 18 U.S.C. 921 (a)(2, or explosives in or on the County owned building and property described below by any person except law enforcement personnel is prohibited.

Section 3: Areas Subject to Prohibition.

The County owned property to which the above prohibition applies is:

Rosebud County Courthouse, located at 1200 Main Street, Forsyth, Montana, including all lawns, parking areas and sidewalks leading to the building;

Section 4: Penalties

A person convicted of carrying or possessing weapons, firearms or explosives in or on County property where the carrying or possession of weapons, firearms or explosives is prohibited shall be fined not to exceed Five Hundred Dollars ($500.00) or be imprisoned in the County jail for a term not to exceed six (6) months, or both.

Section 5: Signing.

The Building and Grounds Department is directed to procure and place suitable signs at each entrance to the above-listed facilities stating the possession of weapons, firearms and explosives on the premises is prohibited except for law enforcement personnel.

Section 6: Severability.

If a part of this ordinance is invalid, all valid parts that are severable from the invalid part remains in effect. If a part of this ordinance is invalid in one or more applications, the part remains in effect in all valid applications.

Section 7: Statement of Emergency.

Recent shooting and weapons incidents in courthouses, schools and worksites in Montana and neighboring states require immediate action to establish a prohibition on weapons in the County Courthouse. The carrying and possession of weapons, firearms or explosives in County buildings and on County property endangers public safety and requires immediate action. The County does not currently have an ordinance establishing a prohibition on weapons in the County Courthouse.

Section 8: Effective Date.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-7: Maintaining a Nuisance Animal:

MAINTAINING A NUISANCE ANIMAL
ORDINANCE 2020-7

Any person maintaining a dog or dogs, or any other animal or animals, in or upon any premises within the un-incorporated towns of Ashland and Rosebud, which dogs or animals shall by barking, howling, whining, growling, biting or making any kind of noise, disturb the peace of any person or persons, shall be guilty of maintaining a nuisance.

Any person maintaining one or more dogs, or any other animal or animals of any kind, the maintenance of which is injurious to the health of others or indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property shall be guilty of maintaining a nuisance.

The term animal shall include; dogs, cats, and all other known types of animals.

Maintenance of a nuisance created or caused by an animal may be established by proof that the nuisance conditions described emanates from the defendant's property or premises as above described and that the nuisance condition is caused by an animal or animals. It shall not be required that an individual animal or individual animals be identified but only that a defendant maintained such animal or animals and that the nuisance was created by an animal or animals.

A person convicted of violating this Ordinance is guilty of a misdemeanor and may be sentenced up to six (6) months in the county jail and or fined up to $500.00 or in the alternative, may make any order or finding necessary to abate the nuisance, including an order directing the humane death of the animal or animals involved. An order of abatement by the Court may include a requirement that the owner or possessor of such nuisance animal or animals post a bond to assure compliance with the order of the Court.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-8: Prohibiting Dogs from Running at Large in the Ashland Area:

PROHIBITING DOGS FROM RUNNING AT LARGE
IN THE ASHLAND AREA
ORDINANCE 2020-8

Section 1. It shall be unlawful for any person to keep, harbor, maintain, own or possess any dog running at large in the town of Ashland or the surrounding area as more specifically described in Section 5 hereof.

Section 2. No dog shall be allowed to run at large in the area described in Section 5 hereof with or without any license. Any dog found running at large shall be impounded at the Forsyth or Colstrip pounds, and if such dog is not redeemed as hereafter provided within 72 hours of the time the dog was impounded, the sheriff shall put the dog to death in some humane manner.

Section 3. "To run at large" in the preceding section means off the premises of the owner and not restrained by lease, chain or otherwise.

Section 4. The following fines and fees shall be assessed for violation of Section 2 of this ordinance:

(1) First offense shall entail a fine of $25 plus a $5 per day board bill;
(2) Second offense involving same dog shall entail a $50 fine plus a $5 per day board bill;
(3) Third offense shall entail a $85 fine and a $5 per day board bill.

Section 5. The area covered by this ordinance and referred to in Section 1 and 2 hereof is as follows:
The area within a one-half (1/2) mile radius of the Ashland Elementary School exclusive of the Northern Cheyenne Indian Reservation.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-9: Prohibiting Dogs from Running at Large in the Rosebud Area

PROHIBITING DOGS FROM RUNNING AT LARGE
IN THE ROSEBUD AREA
ORDINANCE 2020-9

Section 1. It shall be unlawful for any person to keep, harbor, maintain, own or possess any dog running at large in the town of Rosebud or the surrounding area as more specifically described in Section 5 hereof.

Section 2. No dog shall be allowed to run at large in the area described in Section 5 hereof with or without a license. Any dog found running at large shall be impounded at the Forsyth pound, and if such dog is not redeemed as hereafter provided within 72 hours of the time the dog was impounded, the sheriff shall put the dog to death in some humane manner.

Section 3. "To run at large" in the preceding section means off the premises of the owner and not restrained by lease, chain or otherwise.
Section 4. The following fines and fees shall be assessed for violation of Section 2 of this ordinance:

(1) First offense shall entail a fine of $25 plus a $5 per day board bill;
(2) Second offense involving same dog shall entail a $50 fine plus a $5 per day board bill;
(3) Third offense shall entail a $85 fine and a $5 per day board bill.

Section 5. The area covered by this ordinance and referred to in Section 1 and 2 hereof is as follows:
The area of Rosebud, Montana and surrounding area, more specifically described as bounded by the Yellowstone River to the North, the Carterville Road to the West, Interstate Highway #94 to the South, and a line from Butte Creek Interchange off Interstate Highway #94 directly North to the Yellowstone River, being the East boundary of said area.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-10: Vicious Dog Control Rosebud County:

VICIOUS DOG CONTROL
ORDINANCE 2020-10

COVERING ALL OF ROSEBUD COUNTY

Section 1. It shall be unlawful for a person to keep, harbor, maintain, own or possess any vicious dog as defined in Section 2 hereof.

Section 2. A "vicious dog" is defined as one which bites or attempts to bite any human being without provocation or which harasses, chases, bites or attempts to bite any other animal. The term "animal" includes all livestock and any domestic pet.

Section 3. A vicious dog may be restrained, controlled, quarantine, or killed whether such dog is licensed or unlicensed.

Section 4. A violation of this ordinance is a misdemeanor.

Section 5. The area covered by this ordinance is all of Rosebud County.

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

2020-11: Regulation of Pawnbrokers and Valuable article Dealers:

Regulation of Pawnbrokers and Valuable Article Dealers
Ordinance 2020-11

I. Definitions

A. "Pawnbroker" means any person whose business it is to take or receive by way of pledge, or any kind of personal property whatsoever, as security for the repayment of money loaned.

B. "Precious and semiprecious metals or stones" means metals such as, but not limited to, gold, silver, platinum. Pewter, and stones such as, but not limited to, Alexanderites, diamonds, emeralds, garnets, opals, rubies, sapphires, and topaz. For the purpose of this article, other minerals, stones or gems customarily regarded a precious or semiprecious, such as ivory, coral, pearls, jade, etc., are deemed to be precious or semiprecious stones.

C. "Purchase" means giving money to acquire any valuable article, taking a valuable article in full or part satisfaction of a debt, or taking a valuable article for trade, or taking a valuable article for resale for the purpose of full or part satisfaction of a debt.

D. "Purchaser" means any person, or pawnbroker, holding himself out to the public as being engaged in the business of buying valuable articles; or any person, pawnbroker or valuable article dealer who purchases five (5) or more valuable articles during any thirty (30) day period. A person purchasing valuable articles from an estate or from a retail or wholesale merchant is not included.

E. "Seller" means any person offering a valuable article, secondhand good or used merchandise for money to any purchaser; offering a valuable article, secondhand food, or used merchandise in full or part satisfaction of a debt; or offering a valuable article, secondhand good, or used merchandise for a resale for the purpose of full or part satisfaction of a debt.

F. " Valuable Article" means any tangible personal property consisting, in whole or in part, of precious or semiprecious metals or stones, whether solid, plated or overlaid, including, but not limited to, household goods, jewelry's, United States Commemorative metals or tokens, and gold and silver bullion, and including foreign currency when purchased for more than its face value or foreign currency exchange value.

G. "Valuable article dealer" means any person who engages in the business of buying and selling, trading or taking as pledge, pawn or security for money loaned, any valuable article.

II. Register; Inspection

A. Any person that carries on the business of pawnbroker, or valuable article dealer, shall keep a register in a form prescribed by the Rosebud County Sheriff's Department, in which shall be entered and legibly written in the English language, in ink, at the time of each loan or receipt of personal property, the following information: the name and, in the case of a seller residing outside Rosebud County or Northern Cheyenne Indian Reservation, and address of the seller and in all cases,

the date and time of the purchase, an accurate and detailed account and description of each article being purchased, including, but not limited to, any trademark, identification number, serial number, model number, brand name or other identifying marks on such articles. The register description of the property may be more abbreviated provided the required information is contained on pawn tickets, tags, or included in the other forms maintained by the purchase.

In case of the sale of any article pawned, pledged or purchased, the pawnbroker or valuable article dealer must enter upon said register, pawn ticket or tag, the name and address of the purchaser. No entry made in such register shall be erased, obliterated or defaced.

B. The seller shall sign his or her name on one of the following:

(1) The register
(2) The pawn tickets
(3) The tag or label placed on the item

C. Such register, pawn ticket, tag and the article purchased or pawned shall, at all reasonable times, be open to inspection by the sheriff's department. Refusal to do so shall constitute a violation of this part.

D. The purchaser shall keep each register, pawn ticket and / or tag containing required information or signature for at least two (2) years after the last date of purchase of an article described therein.

III. Purchaser to identify seller

A. No purchaser shall purchase, receive, pledge, pawn or exchange any valuable article, secondhand goods or used merchandise without first:

1. Personally, knowing the identity of the seller; or
2. Securing adequate identification from the seller, limited to one of the following photograph identification documents:

a. A valid state driver's license; or
b. State issued identification card; or
c. A valid driver's license containing a picture, issued by another state; or
d. A military identification card; or
e. A valid passport; or
f. An alien registration card; or
g. Tribal identification card

B. In all cases, the purchaser is to be held accountable, under this part, for the positive identification of the listed seller.

IV. Order to hold property

Whenever the sheriff's department notifies any purchaser, in writing, not to sell any property received or purchased by the purchaser, such property shall not be sold, altered or removed from the premises of the pawnbroker, or valuable article dealer for a period of thirty (30) days. The hold order shall cease to have effect at the end of the thirty (30) day period and shall not be renewable. All held property shall be made available to any appropriate sheriff's department official to be inspected, fingerprinted and photographed during this holding period.

V. Persons from who articles shall not be taken

It shall be unlawful for any pawnbroker or valuable article dealer to receive, purchase or trade any article from a person who is under the influence of alcohol, under the influence of drugs, insane, or under the age of eighteen (18) years.

VI. Penalty and sentencing

The penalty for violation of any part enacted herein shall be a misdemeanor punishable by a fine not to exceed five hundred dollars ($500.00) or incarceration for not more than six (6) months in the county jail, or both.

Where applicable during sentencing, courts having jurisdiction over cases involving stolen, purchased, or pawned property in which the purchaser acted in good faith, shall require the seller to make restitution to the purchaser in the amount of the original loan before interest accumulated.

VII. Effective Date

First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

Commissioner Joiner motions to approve Resolution 1088 to vacate certain streets and alleys in the Boslaugh subdivision. Commissioner Martens seconds motion. Discussion included that there was no public comment and the commission saw no conflicts in approving the resolution. Motion carried, 3-0. Resolution as follows:

RESOLUTION #1088

ORDER TO VACATE CERTAIN STREETS AND ALLEYS IN THE BOSLAUGH SUBDIVISION

WHEREAS, Resolution #785 vacating many streets in the Boslaugh Subdivision was signed in 2008;

WHEREAS, it appears that the streets and alleys of blocks 8 & 9 was not included in the Resolution or Plat # 0104174 to;

WHEREAS, one landowner owns all the property in the proposed abandonment;

WHEREAS, Land owner Charlie Brown, presented a Petition to the Commissioners to abandon above named streets and alleys for the purpose of having his land be described as one parcel;

WHEREAS; the Petition was advertised in the paper and posted in the appropriate places pursuant to 7-1-2121, MCA;

BE IT RESOLVED; the Rosebud County Commissioner's hereby vacate and abandon the blocks 8 and 9 in the Boslaugh Subdivision and all land herein goes to the Property Owner.

BE IT FURTHER RESOLVED; Certificate of Survey # 0104174 is filed in the Clerk and Recorder's Office Describing the above lands. 0104174

APPROVED AND ADOPTED by the Rosebud County Commissioners dated this 15th day of December, 2020.

ROSEBUD COUNTY COMMISSIONERS

Robert E. Lee, Presiding Officer

Douglas D. Martens, Member

Ed Joiner, Member

ATTEST:

Joan K. Duffield, Clerk & Recorder

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 17th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 22nd, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

Commissioner Joiner motioned to approve the consent agenda, to include all claims. Commissioner Martens seconds motion, motion carried, 3-0.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 24th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Douglas D. Martens, Member, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

OFFICE OF THE COUNTY CLERK AND RECORDER, ROSEBUD COUNTY, MONTANA, Held

The Board of County Commissioners of Rosebud County, Montana, met in Regular session on December 29th, 2020 at 10:00 a.m. in the Rosebud County Courthouse Commissioners' Office, with Robert E. Lee, Presiding Officer, Ed Joiner, Member, and Clerk & Recorder, present.

No public comments were received as no public was present for the meeting.

Commissioner Joiner motioned to approve the consent agenda, to include all claims. Commissioner Lee seconds motion, motion carried, 2-0.

There being no further business to come before the Board at this time, they adjourned sine die.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

The Board of County Commissioners of Rosebud County, Montana, did not meet in Regular session on December 31st, 2020 as there was not enough present to make a quorum.

ATTEST:_____County Clerk APPROVED:_____Presiding Officer

145835	NORTHWESTERN ENERGY	1997.69	145843	BARRY DAMSCHEN CONSULTING, LLC	2175.00
145836	MONTANA DAKOTA UTILITIES COMPANY	7177.06	145844	BEYL, SAMANTHA	7.75
145837	RANGE TELEPHONE COOPERATIVE INC.	6596.25	145845	BILLINGS FARMHAND	63.00
145838	TCT	971.72	145846	BOSS INCORPORATED	1007.40
145839	PRINT ELECT/OWEN F DUNN CO. INC	190.00	145847	CENTURYLINK - BUSINESS SERVICES	59.94
145840	LINGO	471.02	145848	CITY SERVICE VALCON - MILES CITY	865.62
145841	AMERICAN WELDING & GAS, INC	27.84	145849	COLSTRIP POWER PLANT	400.00
145842	ART'S TIRES & SERVICE	60.00	145850	CORELOGIC CENTRALIZED REFUNDS	2956.75

145851	CUMMINS SALES & SERVICE	979.95
145852	DEAN FOODS COMPANY	218.30
145853	EASTERN MONTANA COMMUNITY	21047.00
145854	ECOLAB PEST ELIMINATION DIVISION	76.47
145855	FARMERS UNION OIL COMPANY	471.50
145856	FORSYTH HARDWARE & HOME CENTER	23.92
145857	GALLS, LLC	173.06
145858	JARRETT CONSTRUCTION INC.	5050.00
145859	JOHNSON, OWEN T.	2500.00
145860	KARPEL SOLUTIONS	11700.00
145861	KLJ ENGINEERING, LLC	960.90
145862	MID-AMERICAN RESEARCH CHEMICAL	456.71
145863	MACO - (MT ASSN. OF COUNTIES)	50.00
145864	MONTANA COUNTY ATTORNEYS ASSOCIATION	240.00
145865	LOUIE & DEAN'S MONT. TRUCK & CAR SALVAGE	50.00
145866	MSU ANIMAL & RANGE EXTENSION	31.25
145867	PETERSON QUALITY OFFICE	94.36
145868	PROFESSIONAL RODEO	950.00
145869	RANGE TELEPHONE COOPERATIVE INC.	487.06
145870	RDO EQUIPMENT CO	45.91
145871	RESTWEL MOTEL	129.60
145872	TRACTOR & EQUIPMENT	814.86
145873	WESTATE MACHINERY COMPANY	458.00
145878	WESTMORELAND ROSEBUD MINING LLC	82.47
145879	WOMEN'S PROFESSIONAL RODEO ASSOC.	150.00
145880	YELLOWSTONE PHARMACY	12.36
145881	YELLOWSTONE PHARMACY	41.10
145882	AL'S MINI STORAGE	260.00
145883	ART'S TIRES & SERVICE	1098.37
145884	ASHLAND WATER & SEWER	32.69
145885	BORLA, SHARON	474.00
145886	BORSHEIM, SEANA LEE	9.99
145887	BOSS INCORPORATED	243.91
145888	BOUND TREE MEDICAL LLC	298.38
145889	BRABEC, DARRELL L.	41.40
145890	CENTURYLINK	758.97
145891	CENTURYTEL INC	675.00
145892	COLSTRIP MEDICAL CENTER	1694.03
145893	DENNIS, PATRICK	138.00
145894	EGELAND, ELAINE C.	20.00
145895	FIREMAN'S COMPANY, LLC	1057.20
145896	FIRST STATE BANK OF FORSYTH	28.80
145897	FORSYTH HARDWARE & HOME CENTER	352.16
145898	GENERAL DISTRIBUTING COMPANY	252.30
145899	HEBERLE FORD	347.39
145900	HERITAGE LIVING CENTER	2495.00
145901	LIFE-ASSIST, INC.	298.25
145902	MID-AMERICAN RESEARCH CHEMICAL	153.14
145903	NILE, BEVERLY J.	1158.00
145904	PICCHIONI'S IGA	631.45
145905	POSTMASTER	76.00
145906	SDI ARCHITECTS & DESIGN	7080.00
145907	SIRENNET	775.00
145908	STAR PRINTING & OFFICE SUPPLY	268.78
145909	STEVENSON & SONS FUNERAL HOME	500.00
145910	STROBES N' MORE	177.64
145911	US FOODS	686.04
145912	WATCHGUARD VIDEO	5805.00
145913	WEX BANK	186.70
145914	YELLOWSTONE PHARMACY	814.77
145915	DULL KNIFE MEMORIAL	50000.00
145916	EXPRESS LAUNDRY CENTER	283.00
145917	DEV406	258.00
145918	PICCHIONI'S IGA	169.59
145919	WEX BANK - EXXON MOBIL UNIVERSAL	2438.30
145920	PICCHIONI'S IGA	27.02
145921	INDUSTRIAL COMMUNICATIONS & ELECTRONICS	1688.00
145922	KEEFE COMMISSARY NETWORK	236.75
145923	EGELAND, ELAINE C.	20.00
145924	VALLEY AUTO SUPPLY INC.	23.51
145925	MONTANA WOOLGROWERS ASSOCIATION	689.40
145926	MONTANA STOCKGROWERS ASSOCIATION	5000.00
145927	360 OFFICE SOLUTIONS	436.87
145928	TAYLOR'S ACE HARDWARE INC.	25.16
145929	HARDRIVES CONSTRUCTION, INC.	12087.50
145930	ACKERMAN CONSTRUCTION, INC	2500.00
145931	360 OFFICE SOLUTIONS	233.38
145932	US FOODS	2196.07
145933	CHILDERS, INCORPORATED	53.64
145934	VALLEY AUTO SUPPLY INC.	17.99
145935	KENCO SECURITY & TECHNOLOGY	33.50
145936	ART'S TIRES & SERVICE	2450.87
145937	PICCHIONI'S IGA	3.15
145938	B & B BUILDERS, INC	20300.00
145939	ROSEBUD COUNTY TREASURER	20.60
145940	VALLEY AUTO SUPPLY INC.	690.53
145941	AMERICAN WELDING & GAS, INC	32.55
145942	TONGUE RIVER ELECTRIC COOPERATIVE,INC.	920.12
145943	NAPA AUTO PARTS	2023.76
145944	HOSE & RUBBER SUPPLY	35.08
145945	PAYER IRONWORKS	60.00
145946	BEAR BUTTZ SEPTIC	139.40
145947	CITY WATER DEPARTMENT	1901.63
145948	CITY OF COLSTRIP	1568.33
145949	ESTOP BUSINESS LICENSING	610.00
145950	CLARK HARDWARE COMPANY	32.80
145951	CLARK HARDWARE COMPANY	6.95
145952	CLARK HARDWARE COMPANY	23.95
145953	CLARK HARDWARE COMPANY	19.80
145954	ACKERMAN CONSTRUCTION, INC	2190.00
145955	DPHHS EMS & TRAUMA SECTION	70.00
145956	PICCHIONI'S IGA	9.09
145957	STAR PRINTING & OFFICE SUPPLY	257.98
145958	FORSYTH HARDWARE & HOME CENTER	216.94
145959	MCFARLAND, KENNETH DWAYNE	73.39
145960	LISACS TIRE SUPPLY	364.46
145961	MC CONE ELECTRIC CO-OP. INC.	117.47
145962	HOSE & RUBBER SUPPLY	31.79

145963	BIG SKY GUTTERS & DOORS	1255.00
145964	ART'S TIRES & SERVICE	220.00
145965	TRUENORTH STEEL, INC	8749.90
145966	CHEMNET CONSORTIUM	264.15
145967	A & I DISTRIBUTORS	1652.45
145968	GRAINGER	164.75
145969	TEAM LABORATORY CHEMICAL, LLC	13200.00
145970	GUAVERA, MAX	50.71
145971	J & M FURS	430.00
145972	MID-YELLOWSTONE ELECTRIC COOP., INC.	432.68
145973	SCOTT, CHAUN	854.00
145974	VERIZON WIRELESS	365.34
145975	BICENTENNIAL LIBRARY	108.90
145976	CENTURYLINK	61.22
145977	EMERY-PRATT COMPANY	199.24
145978	CRAIG, STACEY	41.40
145979	BULLARD, MARY KAY	124.23
145980	360 OFFICE SOLUTIONS	73.60
145981	SCHOLASTIC LIBRARY PUBLISHING	196.80
145982	THYSSENKRUPP ELEVATOR CORP	660.44
145983	PICCHIONI'S IGA	111.65
145984	ON TRACK VIDEO	160.00
145985	SHINE & GLO INCORPORATED	60.00
145986	PETERSON QUALITY OFFICE	160.00
145987	YELLOWSTONE PHARMACY	9.99
145988	FORSYTH HARDWARE & HOME CENTER	23.99
145989	ROSEBUD COUNTY LIBRARY	16.96
145990	EGELAND, ELAINE C.	40.00
145991	360 OFFICE SOLUTIONS	24.35
145992	GENERAL DISTRIBUTING COMPANY	203.08
145993	NAPA AUTO PARTS	91.72
145994	HEBERLE FORD	545.88
145995	NORTHWEST PETROLEUM COMPANY - NWPC	15030.01
145996	AMERICAN WELDING & GAS, INC	21.62
145997	CLARK HARDWARE COMPANY	61.90
145998	PARKER, WILLIAM	150.00
145999	HOENKE, LEONARD M	75.00
146000	PURDON, DONALD D.	75.00
146001	CHASKA, ABBY	75.00
146002	TREIBLE, KOBE	75.00
146003	POLICH, JOHN C.	130.20
146004	DICKERSON, STEPHEN	144.00
146005	KERZMANN, JOE	199.20
146006	SKILES, MASON DOUGLAS	199.20
146007	STORLIE, RONALD	199.20
146008	VINCENT, DEVIN	199.20
146009	DUDLEY, JOHN C.	199.20
146010	NEISS, LESLIE JO	282.00
146011	KILLSNIGHT, JEREMY SCOTT	282.00
146012	FULTON, BRYAN	12.00
146013	KLEIN, DALENA MILDRED	12.00
146014	KUNST, MARY O'HARA	12.00
146015	PLUCINSKI, JOHN	12.00
146016	VAUGHAN, ELONE	12.00
146017	SMITH, CALENE J.	12.00
146018	POLLEY, GLORIA A.	12.00
146019	QUINLAN, SUSAN E.	12.00
146020	HALL, BETH	12.00
146021	LESTER, DALE WAYNE	12.00
146022	KIRKALDIE, ARLEN W.	12.00
146023	MELINDA HUBBARD	12.00
146024	MARTIN, DAVID	12.00
146025	ESPY, HUGH	12.00
146026	MARTENS, SCOTT W.	12.00
146027	DAHLMAN, JEAN LEMIRE	20.63
146028	DE COCK, MARK	23.50
146029	FRAKER, SHAWN	25.80
146030	QUINLAN, HEATHER	25.80
146031	WILLSON, KAYCEE	25.80
146032	FERGUSON, JULIA	25.80
146033	REILLY, BENJAMIN	29.25
146034	REIERSON, PHILIP	35.00
146035	JOHNSON, GARY A.	35.00
146036	SLEAFORD, DEAN C.	40.75
146037	PATTERSON, TERRY L.	46.50
146038	MILLHOLLIN, CINDY L.	52.25
146039	DEMANIOW, LISA A.	49.95
146040	ANDERSON, LINDA	53.40
146041	MIARS, ROBERT S.	53.40
146042	BATIE, STACY LEE	53.40
146043	PARRY, NOLA	53.40
146044	MILLER, TASHA	53.40
146045	HANTZ, JOAN DELANO	53.40
146046	BRAIDEDHAIR, OTTO	53.40
146047	ANZALONE, DUSTYN WAYNE	53.40
146048	HERT, KELLY RYAN	53.40
146049	LINK, SAMANTHA	53.40
146050	STALLINGS, MALORY	53.40
146051	MC FARLAND, KENNETH	53.40
146052	WAPLES, TAMMY	53.40
146053	LOYNING, JANELLE	53.40
146054	TOPP, DAYLA	53.40
146055	BURNS, AMMIE	53.40
146056	WILLARD, KORI LEE	53.40
146057	LITTLE, KIMBERLY	53.40
146058	BURTON, BRENT	53.40
146059	SILVERNAIL, BILL CLYDE	53.40
146060	MC RAE, CLINTON Y.	69.50
146061	LIMBERHAND, MALINDA	81.00
146062	GORDON, CAROL E.	81.00
146063	GORDON, RANDALL CHRISTIAN	81.00
146064	SOLDIERWOLF, LAFE	81.00
146065	BIGMAN, KASSIE	86.75
146066	WHITEMAN, STARLYN	86.75
146067	REDROBE, MERRILEE GRAHAM	105.15
146068	OLSON, CASSANDRA	102.85
146069	BOSS INCORPORATED	275.92
146070	C & S CLEANING SERVICES	1800.00
146071	STEVENSON & SONS FUNERAL HOME	400.00

146072	CLARK, ANNELISE MARIE	600.00
146073	CLR CLEANER	150.00
146074	SCHONENBACH, ROGER OR CATHY	300.00
146075	NILE, BEVERLY J.	535.83
146076	SHINE & GLO INCORPORATED	5158.86
146077	BROWN'S EXCAVATION	8900.00
146078	TUMBLEWOOD ENVIRONMENTAL INC.	3250.00
146079	WATSON, CHRISTOPHER	132.80
146080	ANDERSON, JENNIFER	41.40
146081	BOBCAT OF MILES CITY, LLC	37.54
146082	CENTER POINT LARGE PRINT	88.08
146083	CENTURYLINK	74.68
146084	CENTURYLINK	500.81
146085	CLARK HARDWARE COMPANY	27.80
146086	DEAN FOODS COMPANY	185.77
146087	EAST-MONT COMMUNICATIONS INC.	600.00
146088	EASTERN MONTANA COMMUNITY	7836.00
146089	EGAN, KRIS	8.93
146090	EGELAND, ELAINE C.	20.00
146091	ELECTION SYSTEMS & SOFTWARE INC.	135.42
146092	FIREMAN'S COMPANY, LLC	161.15
146093	LATTICE INCORPORATED	596.63
146094	MACO - (MT ASSN. OF COUNTIES)	279.00
146095	MASTERCARD	1596.56
146096	MONTANA AIR CARTAGE	181.50
146097	MONTANA DEPARTMENT OF AGRICULTURE	140.00
146098	MR. WIZARD COMPUTING	797.75
146099	OFFICE DEPOT -BUSINESS CREDIT	29.98
146100	RDO EQUIPMENT CO	4518.61
146101	RED PAINT CREEK TRADING POST & PANTRY	200.00
146102	REDD'S PRINTS & SIGNS INC.	380.00
146103	SAFEGUARD BUSINESS SYSTEMS	237.66
146104	STOKKE CHIROPRACTIC CENTER	100.00
146105	YC FAMILY DENTAL, PC	57.40
146106	16TH JUDICIAL DIST. CUSTER COUNTY	7.68
146107	AMERICAN WELDING & GAS, INC	89.02
146108	BASHORE, ERIC	265.77
146109	BLEVINS, CHARLES FRANCIS	14.96
146110	BLEVINS, LISA	51.75
146111	BOSS INCORPORATED	241.69
146112	BOUND TREE MEDICAL LLC	170.44
146113	CENTURYLINK	3458.39
146114	CHILDERS, INCORPORATED	411.10
146115	CLARK HARDWARE COMPANY	72.65
146116	DPHHS EMS & TRAUMA SECTION	35.00
146117	DUFFIELD, JOAN	12.00
146118	EPSILON SIGMA PHI - MT ALPHA CHAPTER	66.00
146119	FIRST STATE BANK OF FORSYTH	15.00
146120	HIGHMARK TRAFFIC SERVICES, INC	1200443.50
146121	INDEPENDENT PRESS	270.00
146122	KEEFE COMMISSARY NETWORK	213.75
146123	KLJ ENGINEERING, LLC	54.91
146124	LACAL EQUIPMENT INC.	184.00
146125	MASTERCARD	518.13
146126	MASTERCARD	98.18
146127	MASTERCARD	8413.55
146128	MASTERCARD	1497.66
146129	MASTERCARD	129.99
146130	MASTERCARD	81.00
146131	MASTERCARD	28.59
146132	MONTANA COALITION AGAINST	250.00
146133	MEAFCS - CHOUTEAU COUNTY EXTENSION	125.00
146134	PALACE INDUSTRIES	831.84
146135	ROESLEIN, ERIC L.	12.00
146136	ROESLEIN, KAY	12.00
146137	REDWOOD TOXICOLOGY LABORATORY, INC.	1515.25
146138	SATELLITE TRACKING OF PEOPLE	73.95
146139	STAR PRINTING & OFFICE SUPPLY	503.30
146140	STRYKER SALES CORPORATION	44932.32
146141	TAYLOR'S ACE HARDWARE INC.	9.99
146142	TEAM LABORATORY CHEMICAL, LLC	280.00
146143	WESTERN 8 PUMP	50.10
146144	WEX BANK - EXXON MOBIL UNIVERSAL	347.79
146145	TYLER TECHNOLOGIES	145.20
146146	MASTERCARD	403.79
146147	STEPHENS, QUADE	212.50
146148	MASTERCARD	2447.61
146149	WEX BANK - EXXON MOBIL UNIVERSAL	1512.60
146150	INDEPENDENT PRESS	33.40
146151	MASTERCARD	69.73
146152	SCHWEND FLYING SERVICE	2650.00
146153	BOB BARKER COMPANY INCORPORATED	270.63
146154	BOSS INCORPORATED	1750.80
146155	CENTURYLINK	126.62
146156	CITY SERVICE VALCON - MILES CITY	270.90
146157	DEAN FOODS COMPANY	140.20
146158	ECOLAB PEST ELIMINATION DIVISION	76.47
146159	FAIRLIGHT MEDICAL CENTER	15.42
146160	HOLMLUND MOBILE LOCK & KEY	279.00
146161	KENCO SECURITY & TECHNOLOGY	419.40
146162	LIFE-ASSIST, INC.	151.59
146163	MASTERCARD	299.35
146164	MASTERCARD	2524.25
146165	MODERN MARKETING, INC	4422.82
146166	MODERN MARKETING, INC	3938.19
146167	MONTANA AIRPORT MANAGEMENT ASSOCIATION	50.00
146168	MONTANA CORRECTIONAL ENTERPRISES	315.50
146169	PETERSON QUALITY OFFICE	98.30
146170	ROSEBUD HEALTH CARE CENTER	19.60
146171	SIGN PRODUCTS, INC	50440.99
146172	STRYKER SALES CORPORATION	44594.82
146173	TCT	971.72
146174	US FOODS	1656.65
146175	WEX BANK	313.06
146176	BOSS INCORPORATED	3369.44
146177	RETRACTABLE TECHNOLOGIES INC	108.90
146178	WEX BANK - EXXON MOBIL UNIVERSAL	153.41

146179	BOSS INCORPORATED	207.24
146180	BOSS INCORPORATED	20.94
146181	VOCU, SHELLY	141.70
146182	FORSYTH HARDWARE & HOME CENTER	86.55
146183	ANDERSON, JENNIFER	145.22
146184	MCKESSON MEDICAL / MOORE MEDICAL, LLC	348.56
146185	WARNER, BARBARA K.	3238.66
146186	KLEIN, PENNIE	141.45
146187	NILE, NANCY J.	75.00
146188	POTTS, KELLY	82.80
146189	YELLOWSTONE PHARMACY	214.29
146190	TAYLOR'S ACE HARDWARE INC.	40.15
146191	POSITIVE PROMOTIONS, INC	295.59
146192	CULLIGAN WATER	93.00
146193	AVAILITY/REALMED	79.00
146194	360 OFFICE SOLUTIONS	648.98
146195	EXPRESS LAUNDRY CENTER	108.00
146196	GLAXOSMITHKLINE FINANCIAL INC.	2664.30
146197	SMILE MAKERS	103.94
146198	CITY OF FORSYTH	50.00
146199	COLSTRIP PROPERTIES, INC	1969.86
146200	CENTRON SERVICES, INC	195.30
146201	WOLF MOUNTAIN COAL, INC.	816.16
146202	STEADMAN'S ACE HARDWARE	95.43
146203	QUALITY TIRE COMPANY	2164.80
146204	BORDER STEEL & RECYCLING	2170.00
146205	FASTENAL COMPANY	56.84

Total Claims Paid $630,838.64 **Total Employee Payroll $558,345.47**

Grand Total $1,189,184.11