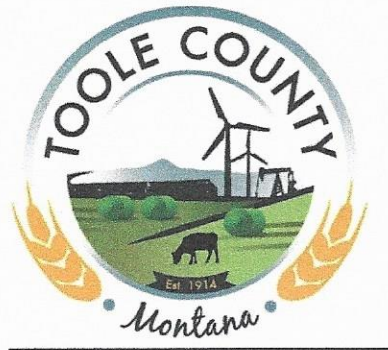


Mary Ann Harwood - Commission Chair
Don Hartwell - Commissioner
Terry Tomscheck - Commissioner
Merle Raph - County Attorney
Dan B. Whitted - Coroner
Donna Whitt - Sheriff



Debra Munson - Clerk of Court
Treva Nelson - Clerk & Recorder/
Election Administrator
Joe Rapkoch - Justice of the Peace
Boyd Jackson - Treasurer/Assessor/
Superintendent of Schools
Phyllis Robertson - Public Administrator

226 1ST Street South
Toole County Courthouse, Shelby, MT 59474
406-424-8300 www.toolecountymt.gov

COMMISSIONERS' AGENDA
August 19, 2021
10:00 am

PRESENT: Mary Ann Harwood, Don Hartwell, Terry Tomscheck and Treva Nelson, Clerk & Recorder

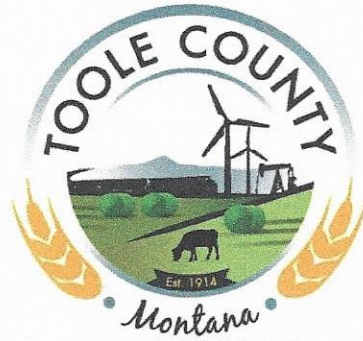
Public comment is allowed on all agenda items at the direction of the Chairman and following Board rules.

PLEDGE OF ALLEGIANCE

Approval of August 12, 2021, Meeting Minutes: Don motioned to approve. Terry seconded the motion and the motion carried.

1. Consider approval of **RESOLUTION #12-2021**, a resolution for prosecutorial assistance in the investigation and prosecution of all Crossroad Correctional Center criminal cases, as requested by Toole County Attorney. **Don motioned to approve. Terry seconded the motion and the motion carried.**
1. Consider approval of **RESOLUTION #13-2021**, a resolution to adopt and approve the rules and procedures of the Toole County Health Board and Health Officer and/or designee. **Don motioned to strike the words "and/or designee". Terry seconded the motion and the motion carried. Don motioned to approve Resolution 13-2021 as corrected. Terry seconded the motion and the motion carried.**

Mary Ann Harwood - Commission Chair
Don Hartwell - Commissioner
Terry Tomsheck - Commissioner
Merle Raph - County Attorney
Dan B. Whitted - Coroner
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RESOLUTION #12-2021

A Resolution for prosecutorial assistance in the prosecution in the investigation and prosecution of all Crossroad Correctional Center criminal cases.

WHEREAS: the Toole County Attorney has requested prosecutorial assistance in the investigation and prosecution of all Crossroad Correctional Center criminal cases; and,

WHEREAS: it is desired and deemed appropriate that a Special Deputy County Attorney be appointed to assist in the prosecution of the aforementioned cases; and,

WHEREAS: Montana Code Annotated 44-4-111 authorizes and contemplates that the Training Coordinator for county attorneys and the Bureau Chief of Prosecution Services Bureau (together with the Deputies within said Bureau) act as Special Counsel on request of the County Attorney and upon the approval of the Board of County Commissioners; and,

WHEREAS: Montana Code Annotated 2-15-501(6) authorizes the Attorney General to provide assistance to county attorneys in the discharge of her/his duties; and,

THEREFORE BE IT RESOLVED: that the attorneys assigned to the Prosecution Services Bureau of the Department of Justice are hereby appointed as Special Deputy County Attorneys for Toole County for the purpose of assisting in the prosecution of the aforementioned cases and that any of said deputies can fulfill the functions set out in Montana Code Annotated 44-4-103. This Appointment begins the date of this Resolution and expires on June 30, 2023; and,

BE IT FURTHER RESOLVED: that under the terms of this Agreement, no fee will be charged for attorney time provided by the Bureau based upon the fact that pursuant to the internal operational policies adopted by the Attorney General on September 1, 1999, assistance in such cases is provided without an hourly fee. Witness fees and expenses, jury costs, and other normal costs associated with the trial will be the County's responsibility as with all other prosecutions.

DATED this 19th day of August, 2021.

Mary Ann Harwood
Mary Ann Harwood, Chair

Don Hartwell
Don Hartwell, Member

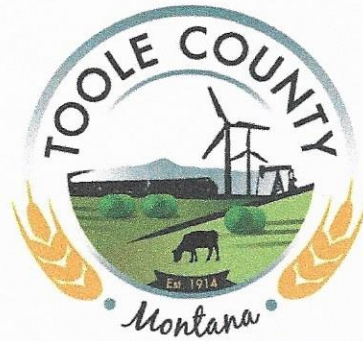
Terry Tomscheck
Terry Tomscheck, Member

ATTEST:

Treva Nelson
Treva Nelson
Clerk & Recorder



Mary Ann Harwood - Commission Chair
Don Hartwell - Commissioner
Terry Tomsheck - Commissioner
Merle Raph - County Attorney
Dan B. Whitted - Coroner
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RESOLUTION #13-2021

A RESOLUTION TO ADOPT AND APPROVE THE RULES AND PROCEDURES OF THE TOOLE COUNTY HEALTH BOARD AND HEALTH OFFICER.

WHEREAS: the 2021 Montana Legislature enacted House Bill 121 and the Governor signed it with an immediate effective date; and,

WHEREAS: House Bill 121 amended Montana Code Annotated 50-1-101; 50-2-116; 50-2-118; 50-2-124; and 50-2-130 to provide that rules, regulations and fees of the Health Board and the Health Officer must be approved or adopted by the local governing body; and,

WHEREAS: the Health Board has considered and approved the fees, rules, and regulations as well as the necessary procedures to implement the fees, rules and regulations and has recommended to the governing body the adoption and approval of the same; and,

WHEREAS: the governing body in Toole County, Montana is the Toole County Board of Commissioners; and,

WHEREAS: the Toole County Board of Commissioners is charged with the health, safety, and welfare of all citizens; and,

NOW, THEREFORE BE IT RESOLVED: that the Toole County Board of Commissioners, as governing body, hereby adopts and approves the rules and procedures of the Toole County Health Board and Health Officer.

DATED THIS 19TH DAY OF AUGUST, 2021.

BOARD OF TOOLE COUNTY COMMISSIONERS

Mary Ann Harwood
Mary Ann Harwood, Chair

Don Hartwell
Don Hartwell, Commissioner

Terry Tomscheck
Terry Tomscheck, Commissioner

ATTEST:

Treva Nelson
Treva Nelson, Clerk & Recorder

