

*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 1<sup>ST</sup> Street South  
Toole County Courthouse, Shelby, MT 59474  
406-424-8300 www.toolecountymt.gov

## COMMISSIONERS' AGENDA

July 11, 2022

10:00 am

Present: Mary Ann Harwood, Don Hartwell 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 June 23, 2022, Meeting Minutes: Don motioned to approve, Mary Ann seconded the motion, the motion carried.**

1. Consider **Resolution #8-2022**, a resolution requesting authority for distribution of County Minimum Allocation Grants for Water and Sewer Infrastructure Projects between Toole County and the City of Shelby. **Don motioned to approve, Mary Ann seconded, the motion carried.**
2. Consider a Memorandum of Agreement Between Pass-Through Subrecipient and Third-Party Subrecipient. **Don motioned to approve, Mary Ann seconded, the motion carried.**

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### **RESOLUTION 8-2022**

#### **A RESOLUTION REQUESTING AUTHORITY FOR DISTRIBUTION OF COUNTY MINIMUM ALLOCATION GRANTS FOR WATER AND SEWER INFRASTRUCTURE PROJECTS**

**WHEREAS**, Section 4 of Chapter 401 of the Montana Session Laws of 2021 through House Bill 632 Section 4 allocated the amount of \$150 million of the coronavirus state fiscal recovery funds to be used to provide minimum allocation grants for water and sewer infrastructure projects eligible for funding under the American Rescue Plan; and

**WHEREAS**, the amount a local government is eligible to receive in water and sewer infrastructure grants under this section is in the same proportion and using the same ratios provided for in 15-70-101 (2)(b), (2)(c), and (3) giving Toole County a minimum allocation of \$628,000, and

**WHEREAS**, HB 632 Section 4 requires that a local government submit an application for a qualifying water or sewer infrastructure project that complies with the uses authorized for the coronavirus state and fiscal funds and pledge matching funds, and

**WHEREAS**, Montana's counties do not generally own or operate water and sewer infrastructure; and

**WHEREAS**, grant funds must be applied for and awarded or in a pending status by January 1, 2023; and,

**WHEREAS**, because counties generally do not own water and sewer infrastructure, HB 632 Section 4 allocated grant funds for qualifying water or sewer infrastructure projects within the counties for which it was allocated, but that any local government eligible to receive minimum allocation funds under HB 632 Section 4 could apply for and pledge matching funds for the county's proportion; and,

**WHEREAS**, Shelby is a local government as defined in HB 632 Section 4 and has committed to request the funds by November 1, 2022, if the county's allocation made eligible to them and the county has determined this to be a priority use of the allocated funds; and,

**THEREFORE, NOW BE IT RESOLVED**, Toole County has determined that the proposed Toole County Shelby Water System Improvement Project is eligible as a minimum allocation project and is a high priority within the county; and

**THEREFORE, NOW BE IT RESOLVED FURTHER**, that by this resolution, Toole County requests the Department of Natural Resources and Conservation allow, through its developed application and distribution processes, to allocate Shelby \$435,000 of its share of the allocated Minimum Allocation funds for the Toole County Shelby Water System Improvement Project.

Adopted this 11<sup>th</sup> day of July, 2022.

Mary Ann Harwood  
Commission Chair

Don Hartwell  
Commissioner

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Commissioner

ATTEST:

Heidi Nelson  
Clerk & Recorder

