

PROCEEDINGS OF THE BOARD OF COMMISSIONERS
BROADWATER COUNTY, STATE OF MONTANA
LOCATION: 416 Broadway, Townsend, MT 59644
DATE: March 5, 2024

Commissioner Darrel Folkvord called the meeting to order at 9:30 AM. Commissioners Debi Randolph and Lindsey Richtmyer were also present.

Public Comment: Broadwater Deputy County Attorney Kaylan Minor read into the record an email to Broadwater County Commissioners from Vicki Sullivan.

9:34 AM Commissioner Folkvord read into the record § 2-3-203 (2), MCA. Susan Swimley, Esq., Commented. Commissioner Richtmyer moved to close the open meeting to closed door meeting for litigation strategy purposes. Commissioner Randolph seconded and carried.

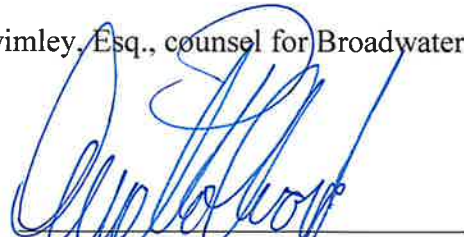
11:00 AM The meeting was adjourned.

Communications received: Email to Commissioners from Vicki Sullivan.

Present at meeting were: Tara DePuy, Esq., and Susan Swimley, Esq., counsel for Broadwater County, and Broadwater County Attorney Cory Swanson.



Attest:
ANGIE PAULSEN
Clerk and Recorder



DARREL FOLKVORD
Commissioner Chairman

Melinda Banks

From: M & V S <msbvranch@gmail.com>
Sent: Monday, March 4, 2024 5:56 PM
To: Darrel Folkvord; [REDACTED]; Melinda Banks
Subject: Public comment to Tuesday March 5, 2024 Public comment DV 2002-038

Dear Broadwater County Commissioners,

Please accept my written comment to the 9:30 AM scheduled agenda item "Litigation Strategy Meeting-UMWK v Broadwater County DV 2002-038. I am unable to attend due to a schedule conflict.

1. The above referenced case was finalized, the litigation was completed, and the court issued its order.
2. The Commissioner agenda item notes the meeting being "Subject to Closure to Discuss Litigation Strategy?" Consequently, please provide a rationale as to why the public should be excluded and the basis for a closed door discussion when the case has been closed?
3. Is the purpose of the meeting intended to instead discuss the outcome of the court order UMWK v Broadwater County DV 2002-038? If that is the case, why would this be a closed door meeting?
4. Is the meeting being "Subject to Closure to Discuss Litigation Strategy?" instead meant to read "appeal" strategy since the case was already litigated and finalized and the court order was issued? There is differing legal meaning attached to litigation and appeal.
5. Any lack of clarification on agenda items is confusing to tax paying constituents who must schedule time in advance to be available for meetings and to afford constituents the time to prepare comments for the correct purposes. This results in efficiency and accuracy of government and public input.

Please provide my written comments to this March 5, 2024 meeting in my absence. I also ask someone in the commissioner's office to provide me with notification that this email was received, due to noting in the court order that past information was initially not put in the official record.

Thank you.

Regards,

Vicki Sullivan
msbvranch@gmail.com

Per the agenda item:
Tuesday, March 5, 2024
9:30 AM Litigation Strategy Meeting - UMWK v. Broadwater County DV 2002-038
Public Comment
Meeting is Subject to Closure to Discuss Litigation Strategy