

MEMORANDUM OF UNDERSTANDING

between
Broadwater County
and
Montana Army National Guard

Effective Date: _____

This is a Memorandum of Understanding (MOU) between the Montana Army National Guard (MTARNG) and Broadwater County, Montana. When referred to collectively, the MTARNG and Broadwater County are referred to as the “Parties.”

BACKGROUND: This MOU documents standard operating procedures (SOPs) concerning the protection of travelers on Old Woman’s Grave Road when live fire training is conducted in the Limestone Hills Training Area.

UNDERSTANDING OF THE PARTIES: Throughout the Training Year (TY) live fire training is scheduled and conducted in the Limestone Hills Training Area. The MTARNG will post road guards along Old Woman’s Grave Road while specific live fire training events are occurring because the surface danger zones (SDZs) extend over Old Woman’s Grave Road. A SDZ represents the area in which a projectile fired from a specific weapon could possibly travel based off of velocity, direction, and possible ricochet. In the event a traveler approaches the training area, the road guard will flag down the approaching traveler to inform them of the danger of proceeding along Old Woman’s Grave Road during live fire training. If the traveler turns around, training will continue. If the traveler wishes to continue down Old Woman’s Grave Road through the SDZ, the road guard will allow them to do so. The road guard will inform the range officer in charge (OIC) to put the range(s) in a “check fire” status. All live fire will cease and weapons will be cleared until the training unit can verify the traveler is out of the SDZ. If it cannot be verified that the traveler has cleared the SDZ, the range will remain in “check fire” and the training unit will dispatch a vehicle to verify the location of the traveler. If the traveler will not clear the SDZ, the training unit will contact the Sheriff’s Office for assistance. Once the traveler is out of the SDZ, live fire training will resume. To provide added protection, road signs will be posted every 500 meters along the effected portion of Old Woman’s Grave Road informing travelers that they are within the SDZ area of live fire military ranges. This MOU does not obligate either party to exchange funds nor alter existing the respective liability of the Parties under applicable law.

POINTS OF CONTACT: The following points of contact will be used by the Parties to communicate in the implementation of this MOU. Each Party may change its point of contact upon reasonable notice to the other Party.

For the MTARNG POC:

MAJ Shawn Madsen, Range Management Authority

Phone: (406) 324-3694

Email: shawn.c.madsen.mil@mail.mil

For Broadwater County POCs:

Name: Debi Randolph, County Commissioner
Phone: (406) 266-9270
Email: drandolph@co.broadwater.mt.us

Name: Mike Delger, County Commissioner
Phone: (406) 266-9271
Email: mdelger@co.broadwater.mt.us

Name: Darrel Folkvord, County Commissioner
Phone: (406) 266-9272
Email: dfolkvord@co.broadwater.mt.us

MODIFICATION OF MOU: This MOU may only be modified by the written agreement of the Parties, duly signed by their authorized representatives.

TERMINATION OF UNDERSTANDING: This MOU may be terminated in writing at will by either Party.

EFFECTIVE DATE: This MOU takes effect beginning on the day after the last Party signs and will not expire unless terminated by one or all Parties.

Signature

Debi Randolph
County Commissioner

Date

Signature

Mike Delger
County Commissioner

Date

Signature

Darrel Folkvord
County Commissioner

Date

Signature

DONALD R EMERSON
Brigadier General
Commanding General - MTARNG

Date