

Commissioner of Political Practices 1209 Eighth Avenue Post Office Box 202401 Helena, MT 59620-2401 Phone: 406-444-2942 Fax : 406-444-1643 www.politicalpractices.mt.gov

Campaign Finance and Practices

Complaint Form (08/17)

FOR OFFICE USE ONLY

RECEIVED

2022 MAY 26 A 9:58

HAND DELIVERED: []

POSTMARKED

MAY 24 2022 SIGNED/NOTARIZED []

Type or print in ink all information on this form except for verification signature

Person bringing complaint (Complainant):

Complete Name: Jacob Eaton
Complete Mailing Address: PO box 81724, Billings, MT 59108
Phone Numbers: Work 406-233-9121, Home

Person or organization against whom complaint is brought (Respondent):

Complete Name: Brian Burroughs
Complete Mailing Address: PO Box 569, White Sulphur Springs, MT 59645
Phone Numbers: Work, Home

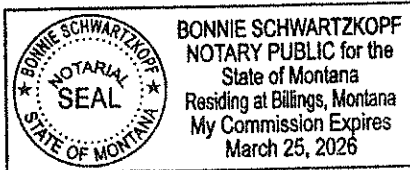
Please complete the second page of this form and describe in detail the facts of the alledged violation.

Verification by oath or affirmation

State of Montana, County of Yellowstone

I, Jake Eaton, being duly sworn, state that the information in this Complaint is complete, true, and correct, to the best of my knowledge and belief.

(SEAL)



Signature of Complainant

Subscribed and sworn to before me this 18th day of May, 2022.

Notary Public

My Commission Expires: March 25, 2026

Statement of facts:

Describe in detail the alleged violation(s) and cite the statute or statutes you believe have been violated. Please attach copies of documentary evidence to support the facts alleged in your statement.

If the space provided below is insufficient, you may attach additional pages as necessary.

See Attached.

Complaints must be:

- signed
- notarized
- delivered in person or by mail.

Brian Burroughs, candidate for Meagher County Commission has violated MCA 13-35-225 by failing to properly include the appropriate attribution on electioneering communication.

MCA 13-35-225 states:

Election materials not to be anonymous -- notice -- penalty. (1) All election communications, electioneering communications, and independent expenditures must clearly and conspicuously include the attribution "paid for by" followed by the name and address of the person who made or financed the expenditure for the communication. The attribution must contain:

(a) for election communications or electioneering communications financed by a candidate or a candidate's campaign finances, the name and the address of the candidate or the candidate's campaign;

(b) for election communications, electioneering communications, or independent expenditures financed by a political committee or a joint fundraising committee, the name of the committee, the name of the committee treasurer, deputy treasurer, secretary, vice chairperson, or chairperson, as designated pursuant to 13-37-201(2)(b), and the address of the committee or the named committee officer; and

(c) for election communications, electioneering communications, or independent expenditures financed by a political committee that is a corporation or a union, the name of the corporation or union, its chief executive officer or equivalent, and the address of the principal place of business.

(2) Communications in a partisan election financed by a candidate, a political committee organized on the candidate's behalf, or a joint fundraising committee with a participant who is a candidate or a political committee organized on the candidate's behalf must state the candidate's party affiliation or include the party symbol.

(3) If a document or other article of advertising is too small for the requirements of subsections (1) and (2) to be conveniently included, the candidate responsible for the material or the person financing the communication shall file a copy of the article with the commissioner of political practices, together with the required information or statement, at the time of its public distribution.

(4) If information required in subsections (1) and (2) is omitted or not printed or if the information required by subsection (3) is not filed with the commissioner, upon discovery of or notification about the omission, the candidate responsible for the material or the person financing the communication shall:

(a) file notification of the omission with the commissioner of political practices within 2 business days of the discovery or notification;

(b) bring the material into compliance with subsections (1) and (2) or file the information required by subsection (3) with the commissioner; and

(c) withdraw any noncompliant communication from circulation as soon as reasonably possible.

(5) Whenever the commissioner receives a complaint alleging any violation of subsections (1) and (2), the commissioner shall as soon as practicable assess the merits of the complaint.

(6) (a) If the commissioner determines that the complaint has merit, the commissioner shall notify the complainant and the candidate or political committee of the commissioner's determination. The notice must state that the candidate or political committee shall bring the material into compliance as required under this section:

(i) within 2 business days after receiving the notification if the notification occurs more than 7 days prior to an election; or

(ii) within 24 hours after receiving the notification if the notification occurs 7 days or less prior to an election.

(b) When notifying the candidate or campaign committee under subsection (6)(a), the commissioner shall include a statement that if the candidate, political committee, or joint fundraising committee fails to bring the material into compliance as required under this section, the candidate, political committee, or joint fundraising committee is subject to a civil penalty pursuant to 13-37-128.

1. Violation of MCA 13-35-225 (2)

Candidate Burroughs is filed as Libertarian candidate on his C1 form with the Commissioner of Political Practices (Exhibit 1). In an electioneering communication placed in the Meagher County News (Exhibit 2) in the attribution included party symbol of the Republican Party not the Libertarian Party.

Exhibit 1

Statement of Candidate (C1 or C1-A)

Candidate Information

Candidate Full Name: burroughs, brian l
Mailing Address: po box 648 white sulphur springs, MT 59645
Physical Address: 125 wood chuck road white sulphur springs, MT 59645
Home Phone: (406) 547-3957
Alternate Phone:
Campaign Email Address: blb59645@gmail.com
Election Year: 2022
Candidate Type: County
Office Sought: County Commissioner
Resident County: Meagher
Political Party: Libertarian
Current Status: Active
Date Filed: 03/06/2022
Amended Date:
D1 Received Date:
C118 Received Date:
Reporting Status: Will spend less than \$500
Bank Full Name: vocal credit union
Bank Address: po box 569 white sulphur springs, MT 59645

Campaign Treasurer Information

Treasurer Full Name: burroughs, april l
Mailing Address: po box 648 white sulphur springs, MT 59645
Physical Address: 125 woodchuck road white sulphur springs 59645
Home Phone: (406) 461-6309
Alternate Phone: (406) 547-3957
Home or Personal Email Address: highpointfarms34@gmail.com

Deputy Treasurer Information

Commissioners' Minutes

Continued from page 1

Commissioners with a Preliminary Report and stated that the final report will be sent to the Commissioners the last week of April 2022. Rose explained the 2022 Survey Results and how results correlated to impacts within Meagher County and the City of White Sulphur Springs. Discussion took place about the Hard Rock Mining Impact Plan, the remaining Hard Rock Mining Impact payments available to the County and City, and the potential for extensions on the Hard Rock Mining Impact Plan payments due to recent events. Discussion ended on the recent ruling of Judge Biderguy on the project and the next steps that Sandfire America - Black Butte Copper Project are pursuing. Schlepp stated that the Sandfire America - Black Butte Copper Project knew that the lawsuit would be appealed to the Montana Supreme Court and are hopeful that construction of the mine would only be delayed by one year at most.

Treasurer's Report - Shannon Graham

Treasurer Shannon Graham entered the chambers at 2:30 p.m. Graham presented the Commissioners with a Delinquent Tax Report and the Harmon Quarterly Report. Graham and the Commissioners discussed the delinquent tax report, balancing for March 2022, and the upcoming meetings of the Mobile Home Parks.

Public Hearing - Meagher County Policy Change - Dayna Ogle

Human Resources Officer Dayna Ogle, Clerk & Recorder Penny Plachy, and Treasurer Shannon Graham entered the chambers at 3:00 p.m.

Ogle presented the Commissioners with the changes requested for the Draft Work from Home Policy and two Work from Home Agreements. Ogle stated that instead of a full page policy, Sub-Section G has been expanded to state times when a work from home policy would be acceptable or deemed necessary.

Commissioners, Plachy, Graham, and Ogle discussed the presented policy and the two Work from Home Agreements and the language in the expanded Sub-Section G. Commissioners requested that a reference be added to the agreements to state "department heads and/or the Board of Commission have the right to terminate the agreement at any time" and to change "tele

working in Section 2 to read "Work from Home."

3rd Quarter Budget Review

Chief Financial Officer Dayna Ogle entered the chambers at 3:30 p.m. Ogle presented the Commissioners with the 3rd Quarter Budget, Cash, and Revenue Reports. Commissioners and Ogle discussed the funds that are 75% or more spent and the current revenues of varying funds. Ogle also stated that COLA for Fiscal Year 22-23 was released at 4.7%. Ogle and the Commissioners then started to plan for Fiscal Year 22-23 budget workshops.

Human Resources Update - Dayna Ogle

Commissioners discussed the letter from the Cemetery Board received on April 5th, 2022. Commissioners declined the request for a wage increase for Cemetery Sexton Amanda Clayton and signed a letter with their decision to be sent to the Cemetery Board.

Ogle then updated the Commissioners about her appointments she made to meet with departments for inventory and job description updates.

Building Repairs - Sheriff's Office

Commissioners discussed hiring of Western Skies Construction to complete the repairs to the floor of the Food Bank in the basement of the Sheriff's Office.

ACTION #2 - Resolution Fiscal Year 21-22 - #73 - Commissioner Brewer moved to hire Western Skies Construction for \$7,000 to complete repairs to the floor of the Food Bank in the basement of the Sheriff's Office.

Chair Townsend seconded the motion. A vote was taken and passed.

Public Comment

No Public Comment.

Claims Approved

Commissioners were presented with Claim Check #8906 through Check #39094 totaling \$18,848.85. All Checks were signed as presented.

Meeting Adjourned

Meeting was adjourned at 5:00 p.m.

Next Meeting

Commissioners are scheduled to meet Tuesday, May 3rd, 2022.

Note: Minutes taken by Clerk to the Commission: Rebekah Luchterhand.

Commissioners' Minutes

May 3rd, 2022

Meeting Called to Order

Chair Townsend called the meeting to order at 12:30 p.m.

Commissioners Present

Chair Herb Townsend, Vice Chair Rod Brewer, and Commis-

sioner Ben Harwitz were present for the meeting.

Minutes

Minutes were tabled until the next meeting for corrections.

Appoint Meagher County Fire Warden

Jeff Kusek and Volunteer Fire Chief Jake Kusek entered the chambers at 1:00 p.m.

The next fire a County Fire Warden and the duties of a county fire warden were discussed. Kusek presented the Commission with MEA 7-31-221531 County Fire Warden Authorized duties.

A county fire warden shall act as a liaison between local, state and federal agencies to coordinate training and wildland fire prevention, detection, suppression, investigation and mitigation and additional duties that the governing body determines to be necessary.

Kusek informed the Commission about a new grant opportunity through the Montana Department of Natural Resources and Conservation. The Montana DNRC Cooperative Fire Protection Capacity Grant opportunity is intended to further the capacity of rural fire protection at the local level. Examples of eligible activities include reimbursement for unstaffed volunteer positions including Rural Fire District personnel, County Rural Fire Chief, funding County Fire Warden, Deputy County Fire Warden and Rural Fire Coordinators. Industries responsible for the grant include fire departments for dispatch, CAD and mutual aid communications and also incident command training to name a few.

Support expressed the need for fuel reduction on private land. The Commission agreed and gave the go ahead to explore the grant avenues for funding by private land owners. The Castle Mountain and Horn Fly vegetation projects were discussed. Both projects have been shut down due to a recent court ruling against the cost-share and oil-burning cover.

ACTION #1 - Resolution Fiscal Year 21-22 - #74 - Commissioner Harwitz moved to Appoint Jake Kusek as the Meagher County Fire Warden.

Commissioner Brewer seconded the motion. A vote was taken and passed.

Road/Pile Report - Jake Kusek

Commissioner and Kusek discussed the value of the 1988 Chevy diesel service truck that is moving to the weed department.

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Clean Up Day
Saturday, May 21, 2022
8:00 a.m. - 4:00 p.m.

Each Dwelling is eligible for one Clean Up Day Voucher.

The Voucher is valid for one full size pickup load or an equivalent trailer.

The Voucher IS NOT good for household trash or construction materials.

Vouchers are available at:
City Hall 8:00 a.m. to 5:00 p.m.
Monday - Friday

or
Clerk & Recorder's Office - 8 a.m. - 4:00 p.m.
Monday - Friday

TRANSFER SITE: A Voucher is required.

- Some Items Accepted Are:
- Dry Paint
 - Washers/Dryers
 - Tvs
 - Mattresses
- Items NOT Accepted:
- Paint (Liquid)
 - Antifreeze
 - Batteries
 - Items containing Freon
 - Oil

Your Voucher also includes disposal of 4 passenger tires with your truck load.

BURN PILE: A Voucher is NOT required.

- Items accepted are:
- Clean, unpainted wood
 - Branches / Brush
 - Pallets

ALL other items that are not covered by the Voucher will be charged the normal Transfer Site fees.

Contact the City Hall or the Clerk & Recorder's Office for More Information.

City Hall - 547-3911
Clerk & Recorder's Office - 547-3612

By direction of the
White Sulphur Springs City Council
And the
Meagher County Commissioners



Hello, my name is Brian Burroughs. 60 years of age, lived and worked at Castle Mountain Ranch for 17 years. I'm running for Meagher County Commissioner and would be very grateful for your vote.

As a marine born and raised in Montana, also graduated from Hingham High School in 1980. Completed a farm and ranch management course from Eastern Montana College now known as ISU Billings. I have spent time in some other states as well as some time over seas. A lot of Meagher County folks know me, but also some of you don't. If you have any questions I would love to visit with you.

Filed for by Brian Burroughs, 701 East 545, White Sulphur Springs, MT 59643.

