



## Montana Opioid Abatement Trust

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*November 28<sup>th</sup>, 2023*

*Operating Trustees Meeting Minutes*

*115 N. Broadway, Suite 310 Billings, MT*

### **Operating Trustees Present**

Will Selph, Scott Malloy, Becky Rice, Steve Crawford, Philip Bain, Drenda Niemann, Maureen Ward, Rebecca de Camara, Brenda Kneeland *Absent:* Jake Strissel

### **Guests Present**

Austin Knudsen, Montana Attorney General (presiding over meeting), David Knobel and Jasmine Morton (Crowley Fleck), Rusty Gackle (initial trustee), Steffanie McGowan (program director)

*Meeting called to order at 2:35pm*

*Attendance Taken*

### **Old Business**

Trustees discussed past actions and progress made by the initial trustee. Resolution affirming Allied Investments as the funding manager, ClavesVita as the accounting firm, Crowley Fleck as the legal counsel, and Foundant Technologies as the grant software was properly moved, seconded, and passed unanimously.

### **New Business**

Trustees discussed adopting a fiscal accounting year. Resolution to run the Trust's accounting year on a calendar year and end December 31<sup>st</sup> was properly moved, seconded, and passed unanimously.

Trustees discussed adopting a principal location. Resolution to adopt 115 N. Broadway, Suite 310 Billings, MT as the principal location of the Trust was properly moved, seconded, and passed unanimously.

Trustees discussed authorization to file IRS Form 990. Resolution to authorize the Executive Director of the Trust and Chairman of the Trust to hire and work with accountants and



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other professionals to prepare and file the Trust's initial and subsequent Form 990 properly moved, seconded, and passed unanimously. A copy of the return shall be provided to each Trustee.

Trustee discussion related to adopting Trust Policies and Procedures. Rusty Gackle, initial trustee, presented on Trust updates and situational report, grant process and operational flow chart, grant application review, 2023 budget analysis, and reviewing abatement region governance structures. Resolution adopting the Trust Policies and Procedures as presented to the Trustees moved, seconded, and passed unanimously.

Trustees discussed the process of selecting and recommending an Executive Director. Trustees discussed and considered relevant factors, including the experience of a proposed applicant, the reference in some documents related to the Settlement Agreements that envision the Executive Director have certain specific experience, Montana's pool of potential applicants, continuity of administration and connections with relevant shareholders, and institutional knowledge and background. Resolution to approve Rusty Gackle as the first Executive Director of the Trust was properly moved, seconded, and passed unanimously.

Trustees discussed the salary of such position including the above factors and the person's relevant experience, salaries for similar or analogous entities including charitable trusts nationally and Montana nonprofits, and other relevant factors to determine a reasonable compensation. Resolution recommending Rusty Gackle, Executive Director of the Trust have a salary of \$120,000 was properly moved, seconded, and passed unanimously.

The Attorney General appointed Rusty Gackle as the first Executive Director pursuant to Section 3.5 of the Trust at the salary recommended.

Trustees discussed appointment of a Chair of the Operating Trustees. Mr. Will Selph volunteered to serve in this role. The resolution to appoint Will was properly moved, seconded, and passed unanimously.

Trustees discussed appointment of a Vice Chair of the Operating Trustees. Mr. Scott Malloy volunteered to serve in this role. The resolution to appoint Scott was properly moved, seconded, and passed unanimously.

Trustees discussed creating certain subcommittees. Resolution adopting Charter of the finance and investment committee as attached was properly moved, seconded, and passed unanimously.



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Resolution adopting Charter of the grant committee as attached was properly moved, seconded, and passed unanimously.

**Next Meeting:** TBD

**Meeting adjourned at 3:15**