

AUGUST 16, 2005

The Board of County Commissioners met for a regular session in Troy with all members present: Chairman Marianne B. Roose, Members John Konzen, and Rita R. Windom, and Clerk of the Board Coral M. Cummings.

10:00 A.M. PUBLIC HEARING ON SHANNON FLATS SUBDIVISION: Present were County Planner Ken Peterson, Bob Mullin, Sheila Mullin, and Suzanne Bueh, Ken Davis. County Planner Ken Peterson opened the meeting for public comment. Bob Mullin expressed concern with a water issue if a well is drilled on the remainder. A water supply is close to the boundary line, which is a cement tank that is piped to his home. The spring is on his property. The Board pointed out that these issues would be addressed if further subdividing takes place and the State DEQ would review any water issues. Davis said he doesn't know what is going to happen to this property because there are no restrictions or covenants on these 6 lots. Peterson did send a letter to Fish, Wildlife & Parks pertaining to any wildlife issues. Discussion continued on Perc tests done on Winslow property located ½ miles away. Russ Barnes should have deeds coming to the courthouse on the Savage Lake Property. Peterson explained this is a public hearing before preliminary plat approval. If no approval is given and lots have been sold there is a problem. Peterson said it looks like approval will be granted except he would like some more road to do. A decision will probably be made next week.

KEN PETERSON, COUNTY PLANNER:

Subdivisions presented for Approval:

Templin Subdivision: MOTION by Commissioner Konzen to approve with recommendations that burn piles be cleaned up. Second by Commissioner Windom. So ordered by Chairman Roose upon consensus of the Board.

Bache/Fosgate Subdivision: MOTION by Commissioner Windom to approve subject to planning department recommendations. Second by Commissioner Konzen. So ordered by Chairman Roose upon consensus of the Board.

Flower Creek Subdivision: Ken Davis suggested a soil stability test be done by an engineer. Davis said Kendra Lind does not want a French drain for storm water runoff. MOTION by Commissioner Windom to approve subject to a soil engineer test being done. Second by Commissioner Konzen. So ordered by Chairman Roose upon consensus of the Board.

Gray Wolfe Estates: MOTION by Commissioner Konzen to approve subject to planning staff recommendations. Second by Commissioner Windom. So ordered by Chairman Roose upon consensus of the Board.

Treasure Acres: MOTION by Commissioner Konzen to approve subject to planning staff recommendations. Second by Commissioner Windom. So ordered by Chairman Roose upon consensus of the Board.

Subdivisions presented for review:

- 1) **Michael J. Luciane/Alfalfa Flats**
- 2) **Costich Lake Meadows**
- 3) **Timber Lake Subdivision**

ADMINISTRATIVE ISSUES:

Pam Flowers Variance Request: The Board will review the site before making a decision.

Court Ordered Split from Connie Schrier: The Board of Commissioners unanimously agreed to deny the court ordered split. A letter will be written to the judge.

Review of Subdivision Regulation Changes: The Board further reviewed subdivision regulations.

1:30 P.M. CLERK OF COURT/NADINE PIVAL RE: BUDGET REQUEST:

Pival explained that caseloads are increasing and asked the Board for a grade re-evaluation for court room employees. Pival said it seems other offices get help when needed and commented that the Clerk of Court has the least amount of employees. Pival said there is no personnel in her office when there are two courts in session. Pival said the employees in her office do not have time to do work in the office that needs to be done along with the court work. Pival said she would like part-time help two days a week and to fill in when employees are on vacation. Commissioner Windom said she understands but other offices were refused. Chairman Roose said the Board chose not to approve these requests, and she is going to stand by this decision. Commissioner Windom agreed. Commissioner Konzen opposed to increasing staff, but said there are two part-time people that may be directed to assist. Pival said she does not begrudge others getting help, and that she is just requesting part-time assistance. Pival gave the Board a comparison of other counties. Discussion of duties of the office ensued.

Commissioner Konzen said he is in favor of reviewing the entire system as to grade increases.

RE: LARRY SVERDRUP/COURT ORDER SPLITS: MOTION by Commissioner Konzen to approve Ralf Zeeb court order split request to the Judge. Second by Commissioner Windom. So ordered upon consensus of the Board. **MOTION** by Commissioner Windom to approve Yarger Divorce request for court order split to the Judge. Second by Commissioner Konzen. So ordered upon consensus of the Board.

The Board unanimously denied any other requests for court order splits.

RE: STIMSON LUMBER CO./USFS ROAD #176: Plum Creek sold 133 acres to Montana Mountain Valley using a C.O.S. with a road as the dividing line. This road was not a deeded road, it was an easement. USFS Road # 176. **MOTION** by Commissioner Konzsen to clean up this issue for Stimson Lumber Company. Second by Commissioner Windom. So ordered by consensus of the Board.

RE: DISCONTINUED FUNDS TRANSFERS:

The Board unanimously approved the Clerk & Recorder Coral M. Cummings to direct County Treasurer Geri Miller to transfer FY 04-05 year end cash balances from funds: 2122, 2123 and 2995 (Indigency Funds) to 1000 General Fund, and 2260 Disaster Fund balance to 2110 Road Dept. Fund.

BOARD APPROVED CERTIFICATES OF SURVEY & PLATS FOR RECORDING:

- 1) C. of S. in Sec. 28, T29N, R33W for Resnick.
- 2) C. of S. in Sec. 35, T32N, R34W for Charles/Hand.
- 3) C. of S. in Sec. 10, T36N, R27W for Bushfield/Brinton.
- 4) C. of S. in Sec. 14, T36N, R27W for Watkins Development Co. & Starling Revocable Trust.
- 5) C. of S. in Sec. 15, T28N, R33W for Bull River Conservation Project.
- 6) C. of S. in Sec. 16, T35N, R26W for Lashley.
- 7) C. of S. in Sec. 32, T30N, R33W for Norheim.
- 8) C. of S. in Sec. 24, T36N, R27W for Great Northern Enterprises, Inc.
- 9) C. of S. in Sec. 12, T34N, R27W for O & H Leasing.
- 10) C. of S. in Sec.21, t34N, R26W for O & H Leasing.
- 11) Amended Plat of "1st Addition to Em-Kayan Village" in Sec. 4, T30N, R30W for Wilkonski.

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- 12) Amended Plat of Second Addition to Eureka Montana in Sec. 14, T36N, R27W for Hannay.
- 13) Subdivision Plat of Coyote Run Estates No. 3 in Sec. 27, T37N, R27W for Blankers.
- 14) Amended Plat of Millwood Subdivision in Sec. 10, T30N, R31W for Strand/Leisz.
- 15) Amended Lot 1 Cullen Subdivision in Sec. 14, T33N, R26W for Clinton.
- 16) Final Subdivision Plat of Indian Creek Ranch & Reserve in Sec. 2, T36N, R27W for Clarke.

Routine business completed the day and the Board adjourned at 4:00 p.m.

BOARD OF COMMISSIONERS

LINCOLN COUNTY

Chairman of the Board

Marianne B. Roose,

ATTEST: _____

Coral M. Cummings, Clerk of the Board

