

JANUARY 20, 2005

The Board of County Commissioners met for a regular session in Eureka at 10:00 a.m. with Chairman Marianne B. Roose, Members Rita R. Windom and John Konzen and Clerk of the Board Coral M. Cummings present.

10:00 A.M.: EMERGENCY SERVICES RE: ENHANCED 9-1-1:

Present: Marc McGill, Daryl R. Anderson, Charlene Williamson, Crystal Stacy, Mike Gordon, Tracy McIntyre, Joyce Hudson, Roger Pitman, and Mayor Craig Eaton. Mark McGill conducted a follow up discussion on hookups of Enhanced 9-1-1. This is to be done by October 2005. Chairman Roose wants to look at the North end of the County and the progress being done there. The numbers for Eureka seemed incorrect at the last meeting and that has not been clarified yet. Mayor Craig Eaton discussed the issue of new facilities for a town hall in Eureka. He has eight options to be reviewed. A committee to advise the Eureka City Council will meet on Monday night. The committee is looking at a complete downtown development plan. Sheriff Anderson said the Sheriff's Department will need a holding cell and an interview area in that facility. Motorola has been secured to develop a Site Propagation Map for the whole county. Shared infrastructure will be looked at. The county will need to be ready to make the step to microwave when that time comes. McGill said that DOT is willing to put a couple million dollars into this project if the Sheriff's Office (law enforcement) is willing to do truck inspections. McGill said that Northern Tier Phase I will provide base stations that are for law enforcement only. McGill asked for information on present equipment, frequencies, licenses, etc...from each area. Once he has attained all the information he needs, he will present this to the technical group. Northern Tier is providing a large amount of money and McGill's grant is still available for \$160,000, which is for new equipment and mobile units. Homeland Security money is dwindling and will continue to do so. McGill feels GeoComm and Century Tel will bring this together for the county. The complications of address changing will be a headache to deal with and the Board of Commissioners will have to deal with the problem. Another meeting will be scheduled in Eureka.

BOARD APPOINTMENT TO WILDERNESS PLATEAU WATER AND SEWER DISTRICT:

A letter was submitted to the Lincoln County Board of Commissioners from Michael L. Balboni notifying them that The Wilderness Plateau Water and Sewer District Board has agreed to submit Bill Lingel to the Commissioners as a Board Member to serve in Dick Moots former term that expired on 12/30/04. The Board unanimously approved appointment of Bill Lingel to The Wilderness Plateau Water and Sewer District Board for a 4 year term.

CONTRACT WITH GEOCOMM FOR PHASE I GPS FIELD COLLECTION AND ADDRESS SCHEME DEVELOPMENT SERVICE:

Beginning upon contract signing, GeoComm will provide Phase I GPS Field Collection and Address Scheme Development Services. The County will pay a fee to GeoComm of \$48,132.00 for services as described in Exhibit B and provided under this agreement by GeoComm. The County agrees to pay GeoComm 20% (\$9,626.00), upon contract signing. The County agrees to pay GeoComm seven (7) monthly payments of \$4,813.00 beginning the first of the month following contract signing. A residual payment of 10% (\$4,815.00), shall be payable upon project completion and submittal of project summary report. Total price includes all fees and ordinary expenses including reasonable travel, lodging, meals, telephone expense, office overhead, and clerical support. Payable from Title III funds. The Board unanimously approved the contract.

1:30 PM ED CLINTON RE: SUBDIVISION REGULATION CHANGES:

Present: Ed Clinton, Mike Workman, Lety Santiago, Terry Comstock, Scott Persson, Cliff Hoerner, Gary Mason, Scott Rumble, Matthew Rumble, Larry Wilke, Naomi M. Wilke, Rick Vredenburg, and Tracy McIntyre. Clinton told the Board that changes made lately to the subdivision regulations seem to add time and expense to the process of getting a subdivision done. Clinton thinks the county should try to help this process along, and wonders why there are regulation changes. County Planner Ken Peterson explained that Fire Threat Assessment was implemented according to the State model, as well as the rules on a registered engineer. The county never considered a private road as a public improvement – that was wrong. No engineer is required for a single division subdivision per state model. 3 lots or more (5 or less minor) 20' wide, 40' easement, and 8" base material. Major is considered more than 5 lots, 60' easement, 24' driving surface, and 12" base material. Road requirements are higher than county roads on these. County is within rights to require developer to bring the county road up to standards, but the Board of Commissioners in Lincoln County does not do this. Ken explained approval stages, preliminary plat approval states the condition (county cannot put on any more conditions) and they have four years to complete this. Fire and Weed plan have to come in with the prelim plat submittal. This is especially important in high fire areas. The county has three people who have indicated they are qualified to do this inspection. The Board of Commissioners will send this list to anyone requesting it. The developer pays these specialists. Gary Mason asked if this is a guideline or a law. Ken said the Board of Commissioners cannot approve a subdivision in a high fire area without an assessment – that is law. Mike Workman is not in agreement on the Fire Threat Assessments. Ken said the assessments are in a standard yes & no answer format, and he will get this on the internet for easy access. Mike Workman doesn't think the Government is doing its job, yet holding private landowners to a higher standard. Most weed infestations start on public land, yet developers are being held responsible. Mike thought it ridiculous to put a weed management plan on us. Commissioner Konzen said we're getting pressure from other services, Fire Departments are asking for "impact" fees. We are trying to be reasonable and put the costs we are incurring on the developers. Commissioner Konzen commented that he never saw any of the developers at any of the public meetings. Mike Workman feels he did not know that public meetings were for more than weed assessment. The developers claimed they weren't notified properly. Gary Mason didn't know these issues would be dealt with and weed and road management items would be important to them. Ed Clinton asked if there is any reason to get this changed or any reason to have another meeting. Commissioner Konzen said he believes the Fire Group came to the public hearing and some of these items were addressed by that group. Another meeting will be scheduled in February.

BECKY TIMMONS RE: TITLE III PROPOSALS:

Becky Timmons presented Public Products for F.S. Centennial. The Board of Commissioners will review this proposal.

TOBACCO VALLEY COMMUNITY DEVELOPMENT COUNCIL: STRATEGIC ACTION PLAN:

Present: Gary Blaz and Tracy McIntyre. Buck Schermerhorn was to attend, but did not appear. T.V.C.D.C. put together a strategic plan, and they want to have the Board of Commissioners in the front of the plan as they will want the Board of Commissioner's input. Gary and Tracy presented to the Board what has been done on the strategic plan for economic development for 2004-2009.

RESOLUTION NO. 684 RE: RESOLUTION OF INTENT FOR CABINET VIEW FIRE SERVICE AREA:

WHEREAS, the Board of Commissioners has been approached by the Cabinet View Fire Service Area Board with a request to annex properties to the Cabinet View Fire Service Area; and

WHEREAS, said properties are not now contained within any fire service area or any fire district; and

WHEREAS, the Cabinet View Fire Service Area Board has, according to 7-33-2401(1) MCA attained the signatures of 30 or more of the owners of real property in the proposed service area, and

JANUARY 20, 2005 CONTINUED

WHEREAS, the Cabinet View Fire Service Area Board does present signatures and a map of the adjacent area proposed to be annexed to the Lincoln County Board of Commissioners as an attachment to this "Resolution of Intent"; and

WHEREAS, according to 7-33-2401(2)(a), the Board of Commissioners must pass a resolution of intent to annex the area, with public notice as provided in 7-1-2121 MCA, and written notice as provided in 7-1-2122 MCA; and

WHEREAS, public hearing must be conducted no earlier than 30 or later than 90 days after passage of this resolution of intent, as provided in 7-1-2401(2)(b); now

BE IT THEREFORE RESOLVED by the Lincoln County Board of Commissioners that, upon finding the presented signatures and maps to be in order, to establish a public hearing date of February 23rd, 2005, at 11:00 a.m., with notice of said public hearing published according to 7-1-2121 and 7-1-2122 MCA, to accept written protest from property owners of the proposed area to be annexed and receive general protests and comments relating to the proposed annexation of property and its boundaries, rates, kinds, types, or levels of service, or any other matter relating to the proposed area to be annexed.

DONE IN SESSION this 20th day of January, 2005. **MOTION** by Commissioner Konzen to approve and sign Resolution No. 684. Second by Commissioner Windom, so ordered by Chairman Roose upon consensus of the Board.

DISSOLUTION OF KOOTENET BOARD:

The Board of Commissioners received a letter from the Kootenet Board requesting the Board of Commissioners to dissolve the Kootenet Board. The Board of Commissioners discussed this issue and Commissioner Konzen stated that if it is to remain healthy, it needs to move into DSL market, and questions what is the right time for the County to move out of this. Bill Bischoff commented that it would be extremely expensive to maintain for our own use only. Commissioner Konzen would like to have a better understanding of this letter. Kootenet has between 1300 to 1400 users. **MOTION** by Commissioner Windom to accept the recommendation presented in the letter from the Kootenet Board. Second by Commissioner Konzen, so ordered by Chairman Roose upon consensus of the Board.

BOARD APPROVED CERTIFICATES OF SURVEY & PLATS FOR RECORDING:

- 1) C. of S. in Sec. 14, T37N, R27W for JFLI Trust
- 2) C. of S. in Sec. 8, T36N, R26W for Stoken/French

Routine Business completed the day and the Board adjourned at 4:45 p.m.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Marianne B. Roose, Chairman of the Board

ATTEST: _____
Coral M. Cummings, Clerk of the Board