

July 13, 2005

The Board of Lincoln County Commissioners met for a regular session in the courthouse at 9:00 a.m. Present were Chairman Marianne B. Roose, Members Rita R. Windom and John Konzen, and Clerk & Recorder Coral M. Cummings

**9:00 A.M. EPA UPDATE:** Present were Peggy Churchill, EPA and Catherine LeCours, DEQ.

Churchill stated that the clean-up scheduled this year is 85% complete and the goal is approximately 200 jobs per year. Churchill said that EPA is installing a new irrigation system and a restored drinking water well at the Parker residence. EPA is doing some scenario testing to help collect data for its final plan for clean-up, and feels clean-up is moving forward at a rapid pace and going well. Churchill informed the Commissioners that the tee-boxes at the Cabinet View Golf Course show trace contamination and newspaper articles informing the public will be coming out soon. Churchill said the public can still use the golf course safely, but the public still needs to be informed. Churchill said the risk at the golf course is below level of concern. LeCours informed the Board that the Troy High School attic and auditorium will not get done this summer. LeCours said the exposure is not within the breathing area of the kids, and that the Troy High School is not considered a big project. LeCours said she is waiting for approval to spend money on this project and that the decision is tied up in administration at this time. Commissioner Konzen stated that the attic entrance at the Troy High School is a commonly used area.

**10:00 A.M. DWAYEN KAILEY, MDOT:** Present were Steve Kadel, Western News.

Kailey presented the Board with a map showing all the projects planned for Lincoln County. Kailey said the Swamp Creek project will be ready for leading in 2007 and that it is considered a high priority project. Kailey explained in detail to the Board all the funds that he has available and how he can use each of the funds for different types of road projects. Commissioner Windom stated that she did not think that Lincoln County's highway infrastructure has been maintained very well. Kailey said Hwy 93 and Hwy 2 are very congested areas and have the highest fatality rate. These two highways are currently the main focus area for the use of funding available. Kailey said that Pipe Creek Road has been nominated to reconstruction and reviewed by MDOT. Kailey said that MDOT has set 7½ million dollars aside for the Pipe Creek project, but no time frame has been determined yet to start this project.

**11:00 A.M. LEGAL ADVERTISING BIDS:**

Chairman Roose opened bids from the Western News and Tobacco Valley News. **MOTION** by Commissioner Konzen to take bids from the Western News and Tobacco Valley News under advisement. Second by Commissioner Windom, so ordered by Chairman Roose upon consensus of the Board.

**11:15 A.M. E-911 PLAN AND PROJECT REVIEW:** Present were Marc McGill and Michele Harmon.

Chairman Marianne B. Roose signed Tarriff Order Acknowledgments for Libby, Troy and Eureka. Copies will be filed in Lincoln County Clerk & Recorder's Office. McGill said that he feels there is a great need for the GIS person to keep the E-911 database current and that the database management needs to be included in the GIS job description. McGill feels this person needs to be in place while GeoComm is working for us so that training can begin at that time.

**1:30 P.M. PUBLIC HEARING FOR SUBDIVISION REGULATION AMENDMENTS:** Present were County Planner Ken Peterson, Carolyn Fera, Raymond Alward, Brett McCully, Bonnie Dill, John Vignali, Jay Dinning and Tim Rooney. County Planner Ken Peterson opened the meeting by explaining to the public the proposed changes in Lincoln County Subdivision Regulations and the proposed Subdivision Access Road Changes. Commissioner Konzen expressed to the public the importance of engineers signing off on roads in the beginning stages of development. Peterson stated that multi-family lots should be worded as residences. Dinning asked who has the expertise on building roads, and said that engineers are not necessarily road experts. Peterson said that engineers are to design, road builders are to build the roads to the engineer's specifications and, if done properly, the engineer would sign off on the road. McCully said it is difficult to get engineers to sign off on roads due to liability and vague subdivision regulations. Rooney said he feels that engineers are not compensated enough to make it worth their while to take on the liability when signing off on a road. Commissioner Konzen said that ideas need to be run by County Attorney Cassidy and that legal advice is needed pertaining to this issue. Dill stated that recording deeds before plat approval is an area that needs to be clarified and more clearly defined. Chairman Roose closed the public hearing at 2:30 p.m.

**2:30 P.M. KEN PETERSON, COUNTY PLANNER:**

Subdivision Approved:

- **Lot 3, Glen Lake Meadows:** A 2 lot minor in the NE½, NE¼, Sec. 27, T36N R26W. **MOTION** by Commissioner Windom to approve preliminary plat subject to county planning recommendations. Second by Commissioner Konzen. So ordered by Chairman Roose upon consensus of the Board.
- **Linda's Retreat:** A 5 lot minor in the NW¼, Sec. 15, T37N, R28W. **MOTION** by Commissioner Konzen to approve preliminary plat subject to county planning recommendations. Second by Commissioner Windom. So ordered by Chairman Roose upon consensus of the Board.
- **Riebens Place:** A 2 lot minor in the N½, NE¼, Sec. 12, T35N, R26W. **MOTION** by Commissioner Konzen to approve preliminary plat subject to county planning recommendations. Second by Commissioner Windom. So ordered by Chairman Roose upon consensus of the Board.

**3:00 P.M. COUNTY TREASURER, GERI MILLER:**

Treasurer Geri Miller reviewed the April and May Treasurer's reports with the Board. Total cash report for April balanced at \$38,680,350.36 and May balanced at \$42,418,725.21. Miller also presented the April, May, and June investments from the Raymond James Account.

**BOARD APPROVED CERTIFICATES OF SURVEY & PLATS FOR RECORDING:**

- 1) C. of S. in Sec. 29, T36N, R26W for Janetski.
- 2) C. of S. in Sec. 12, T36N, R28W for Miller/Keim.
- 3) C. of S. in Sec. 27, T35N, R26W for Lincoln County Trust Co./Nadon
- 4) Plat of Tobacco Breaks Estates in Sec. 9, T36N, R27W for A-L Development.

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

LINCOLN COUNTY BOARD OF COMMISSIONERS

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Marianne B. Roose, Chairman of the Board

ATTEST: 

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Coral M. Cummings, Clerk of the Board

