

DECEMBER 13, 2006

The Board of Lincoln County Commissioners met for a regular session in the courthouse at 10:00 a.m. Present were Chairman Marianne B. Roose, Members John Konzen and Rita R. Windom, and Clerk & Recorder Coral M. Cummings.

10:00 A.M. MARK MCGILL: RADIO SYSTEM:

McGill presented to the Board a request by Montanore Mineral Corp. use of the Local Government Radio System for the Libby Adit site. The site is 12 miles up Libby Creek. The radio system would be for emergency use only. **MOTION** by Commissioner Konzen to allow Montanore Mineral Corp. use of the Local Government Radio System for emergency use. Second by Commissioner Windom, so ordered upon consensus of the Board.

RE: EPA UPDATE: Present was Michael Cirian, Ted Lennard, D.C. Orr, Peggy Williams and Brent Shrum.

No information on this meeting was provided to the Clerk & Recorder, or names provided of presentations.

11:00 A.M. DISCUSSION ON BILL PROPOSALS:

Representative Ralph Heinert and the Board discussed the upcoming legislative session and bill proposals. Heinert discussed gravel pit issues that may come before the legislature.

1:30 P.M. MARY KLINKAM SUBDIVISION REVIEW:

Subdivisions presented for approval:

McGinnis Creek Flats II: A 5 lot minor located in Section 8, T26N, R28W. Developer is Real Development Co., LLC. **MOTION** by Commissioner Windom to approve McGinnis Flats II subject to Planning Staff recommendations. Second by Commissioner Konzen, so ordered upon consensus of the Board.

Campbell Subdivision: A 3 lot minor located in the NE¹/₄, Section 25, T31N, R34W. Developer is A. L. Bud Campbell. **MOTION** by Commissioner Konzen to approve Campbell Subdivision subject to Planning Staff recommendations. Second by Commissioner Windom, so ordered upon consensus of the Board.

Ravens Ridge Subdivision: A 5 lot minor located in the SE¹/₄, SE¹/₄, Section 4, T35N, R26W. Developer is Deborah Gwynn. **MOTION** by Commissioner Konzen to approve Ravens Ridge Subdivision subject to Planning Staff recommendations. Second by Commissioner Windom, so ordered upon consensus of the Board.

Final Plat of Moose Farms Subdivision signed by Chairman Roose located in SE¼, Section 26, T35N, R26W for John Samuel Windfordner.

2:00 P.M. AIRPORT WAY DEVELOPERS: Present were Mike Munro, Peggy Williams, and County Attorney Bernard Cassidy.

Discussion took place about recommendation No. 16 on page 9 of the Lincoln County Land Subdivision Report. Recommendation No. 16 states "Until such time as the Declarant turns over the Homeowners Association to a majority of lot owners, the applicant shall maintain a General Liability and Professional Liability insurance policy in the amount of \$1,000,000". Munro felt that the engineering of the channel should make this unnecessary and wanted to express his protest before the subdivision becomes final and he asked the Board for an explanation. A letter from Russell Barnes, attorney for BWM LLC. was also reviewed protesting this recommendation. County Planner Mary Klinkam provided documented support for the recommendation to the Board of Commissioners. Discussion continued on the size of the engineered channel and the fact it is larger than required at this point. Munro said without the channel, it could still be subdivided, but not into as many lots. Munro explained that DNRC and the County have taken care of flooding in the past and he feels the channel provided will most likely eradicate much of this problem. The Board of Commissioners may review a variance. Klinkam said she needs a stamp of the engineer on her documents. An appeal period of 30 days must be observed by January 19th.

RE: RESOLUTIONS:

Resolution No. 766: The Board signed Resolution No. 766 approving an **Economic Development Program Grant for Multi-Jurisdictional Grant**. A Motion was made for approval during the Commissioner meetings on

November 29, 2006.

Resolution No. 767: **MOTION** by Commissioner Windom to approve Resolution No. 767 establishing budget authority from 2180 District Court Fund to **2300 Public Safety Fund in the amount of \$25,000 for juvenile detention transportation**.

Resolution No. 768: A resolution relating to the proposed "Estates at Wilderness County Water & Sewer District: Determining sufficiency of petition; setting the boundaries of the District; and, upon the proposed District, approving Resolution No 768 for the creation of the **Estates at Wilderness County Water & Sewer District**. **MOTION** by Commissioner Konzen to approve Resolution No. 768. Second by Commissioner Windom, so ordered upon consensus of the Board.

ALL RESOLUTIONS ARE FILED IN THE LINCOLN COUNTY CLERK & RECORDER'S OFFICE.

RE: NEW PHONE SYSTEM: MOTION by Commissioner Konzen to accept recommendations for the new phone system as presented, with it being noted that Frontier has waived the installation fee. Second by Commissioner Windom, so ordered upon consensus of the Board.

RE: SICK LEAVE DONATED TO CHERI JAVORSKY: MOTION by Commissioner Konzen to approve Rosemary Jensen to donate a 2nd 40 hours of sick leave to Cheri Javorsky. Second by Commissioner Windom, so ordered upon consensus of the Board.

RE: BOARD APPOINTMENT TO WILDERNESS PLATEAU WATER & SEWER DISTRICT BOARD: MOTION by Commissioner Windom to appoint Dan Larson to the Wilderness Plateau Water & Sewer District Board to replace Mike Balboni who resigned in November. Second by Commissioner Konzen, so ordered upon consensus of the Board.

LINCOLN COUNTY BOARD OF COMMISSIONERS

the Board

Marianne B. Roose, Chairman of

ATTEST: _____

Coral M. Cummings, Clerk & Recorder