

JULY 12, 2006

The Lincoln County Board of Commissioners met for a regular session in the County Courthouse at 9:00 A.M. with all members present: Chairman Marianne B. Roose, Members Rita R. Windom and John C. Konzen, and Deputy Clerk Robin A. Benson.

9:00 A.M. KNF PAUL BRADFORD RE: FOREST PLAN UPDATE: Present were Kirsten Kaiser, Lee Brundin and Steve Newman.

Bradford told the Board there could be an extension for the public comment on the Forest Plan. Bradford expressed an idea to the Board of having an "Open House" for any person who may want to discuss any issue on the Kootenai Forest and the "Open House" would not be confined to only the Forest Plan. Chairman Roose said forest meetings in Eureka have always been well attended and requested meetings on the Forest Plan to be held in Eureka. Chairman Roose said the Ten Lakes Scenic Area is the most concern for people living in Eureka. Chairman Konzen felt that "Open House" type meetings have always been poorly attended in this area. Chairman Roose agreed that the "Open House" idea will not be well attended by the public. Commissioner Konzen felt the Forest Plan is geared too much towards vegetation and wildlife and more emphasis needs to be put into the social economic portion. Bradford said he agrees the KNF has great potential of being a working forest and is aware how important this is to Lincoln County. Commissioner Windom expressed that "driving for pleasure" is important to senior citizens and felt this could be taken away in the Forest Plan. Bradford told the Board he will look further into social economic issues by the time he meets again with the Board, and expressed that the budget decline in Region 1 does play a role.

Commissioner Windom said she feels there is potential for problems due to Plum Creek selling property and new subdivisions going into grizzly bear habitat. Brundin said there has been no problems with grizzly bears for decades, but agrees that potential problems do exist.

10:00 A.M. EPA UPDATE: Present were Joan Wardell, Catherine LeCours, Gerry Henningsen, Mike Cirian, Peggy Churchill, Ted Linnert, Steven Newman, and Gordon Sullivan. Present via telephone were Denise Smith representing Senator Burns, and Paul Wilkins representing Senator Baucus.

LeCours told the Board that a job description is needed for the Environmental Resource position. This position is for a resource specialist to be available to the

public after EPA has left. LeCours asked the Board who it would like to represent Lincoln County for these decisions. It was decided that Executive Assistant Bill Bischoff, County Sanitarian Ron Anderson, and Commissioner Windom would make decisions for this position.

Cirian said a total of over 600 clean up jobs have been completed, 96 this year, and 17 are currently being done. Cirian said the initial dig at the Export Plant is completed and EPA will do the trenching.

Linnert said the Dream It, Do It Conference is next month and it should be a big event. The Board of Commissioners will be participating in this.

A Conceptual Site Model was submitted to the Board from EPA. Churchill said public comments are accepted. There are still data requirement needed to complete the ROD and more samples and monitoring will be taken. Commissioner Windom questioned what the time frame is to get this done and get to the ROD. Wardell could not give a time frame at this time. Commissioner Windom expressed frustration and felt that after 7 years, it is unacceptable to not at least have a time frame by now. Commissioner Windom said this is critical to Lincoln County. People still question whether the air in Libby is safe. The community wants this issue to have resolution. Commissioner Windom asked when & who finally decides the ROD is right. Commissioner Konzen asked IS OUR AIR CLEAN? EPA has given us no definitive answer. This is a huge cloud hanging over our community. EPA has had 7 years to find out if this is an unhealthy community for people to enter. The Board gets asked this question repeatedly and consistently. Our community needs an answer to this question. Linnert suggested to the Board that the Commissioners put a new group together and be a driving force with this issue. Churchill said it would be better for EPA if it could deliver one message in writing, one time, to one group, instead of meeting with so many individual groups. Churchill said this new group needs to be formed to revitalize or rebirth this issue to the public and other groups of interest. Chairman Roose questioned who makes the decision as to who sits on this new Board. It must be defined with a balanced representation to folks in this community. A goal needs to be defined as well. Linnert said the goal should be to get the proposed plan on the street and out to the community. Parameters need to be set for the group to be respected. Sullivan said he feels the commissioners should take control on forming this new Board. Linnert said EPA does have a responsibility to complete the clean up process and work within the community.

1:00 P.M. MONTANORE PROJECT UPDATE: Present were Michele Savor, Eric Klepfer, Steve Newman and Brent Shrum.

Klepfer said Phase 1 is an investigative stage. Data is still being collected, water samples for evaluation and testing for design work before a Water Treatment Plant can be built. Phase 2 would be dewatering and on the ground work with construction of offices and other buildings. Phase 2 has not been approved yet, but Klepfer felt positive that approval could be as early as September. Klepfer said currently he looking to hire 30-35 miners/laborers and approximately 10 people for technical staff. An emphasis will be put on hiring locally.

2:00 P.M. COUNTY PLANNER KEN PETERSON:

Letter signed by Chairman Roose notifying **Mary Klinkam, County Planner is designated the Environmental Certifying Official** responsible for all activities associated with the expenditure of HOME funds within Lincoln County.

Resolution 740: A resolution appointing the County Planner as the **Environmental Certifying Official** for all activities associated with the environmental review process. **MOTION** by Commissioner Windom to approve resolution 740, second by Commissioner Konzen, so ordered upon consensus of the Board.

Letter signed by Chairman Roose informing **Rhoda Cargill** of a lakeshore construction violation that has occurred on her property along the shore of Bull Lake. No work should have begun until all the appropriate permits were obtained. (Peterson submitted photos showing a cabin owned by Mrs. Cargill within 20 horizontal feet of the high water mark which is in violation of Section 404 of the Clean Water Act.)

2:30 P.M. DISCUSSION ON PORT AUTHORITY MANAGER POSITION:

Present were Paul Rumelhart and Amy Guth. A brief discussion took place and the Board decided that if the Port Authority Manager position stays as a county employee, then it would comply with county policy and benefits.

3:00 P.M. JIM MAYO: RE: YAAK GUN CLUB LEASE EXTENSION: Jim Mayo did not attend this meeting and no discussion took place at this time.

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3:30 P.M. ADMINISTRATIVE ISSUES:

Resolution No. 741: Lincoln County will receive funds in the amount of \$1,137.46 for **Fund No. 2956 ISTEA Grant**. A resolution to establish budget authority and revenue authority in the following budget and revenue numbers for FY05/06, with the resolution authority accrued to the 05/06 budget year:

Budget Authority: 2956-354-460459-999 \$1,138

Revenue To Be Received: 2956-331055 \$1,138

MOTION by Commissioner Windom to approve Resolution No. 741. Second by Commissioner Konzen, so ordered upon consensus of the Board.

Eureka Fire Service Area Resolution to increase fees in the FY 06/07 budget. Commissioner Windom felt constituents have a right to hear the proposal and give comments at the budget hearing. No motions or decisions were made at this time.

Health Care Plan: Bischoff told the Board he met with the Insurance Committee and it is recommended to continue county health insurance plan with JPT. The rates are competitive and the committee felt JPT is financially stable. **MOTION** by Commissioner Windom to continue with the JPT Health Care Plan. Second by Commissioner Konzen, so ordered upon consensus of the Board.

MOTION by Commissioner Windom to renew lease agreement in the amount of \$1,116.75 with City of Libby for **Lincoln County Emergency Management Agency**. Second by Commissioner Konzen, so ordered upon consensus of the Board.

MOTION by Commissioner Windom to accept a letter from Deb Bertelsen notifying the Board of her resignation as a member of the

Lincoln County Airport Board. Second by Commissioner Konzen, so ordered upon consensus of the Board.

MOTION by Commissioner Windom to reappoint **Shane Baker** to the Eureka Area Dispatch District Board. Second by Commissioner Konzen, so ordered upon consensus of the Board.

MOTION by Commissioner Windom to adopt a **2 Mill Levy for Disaster Relief**. Second by Commissioner Konzen, so ordered upon consensus of the Board.

Libby Road Crew: Commissioner Windom told the Board that she added \$19,000 to her Road Crew #1 budget as a cushion for hiring a full time position and this will show during the budgeting process. This money will only be spent if necessary.

Signed Professional Services Agreement between Lincoln County and Commonweal Consulting LLC to provide assistance in evaluating the Asbestos-Related Disease Network (ARD NET) Project.

The Board of Commissioners signed letter of support to the capital improvement project to the **Lincoln County Weed District's shop**. The project will consist of a 12 x 40 storage unit attached to the existing building.

Chairman Roose signed contract between the Lincoln County Weed District as sponsor of the **Tansy Ragwort Cooperative Grant Project** and William Chalgren.

Chairman Roose signed **HUD Emergency Shelter Grants Program Budget and Work Plan**. Funds are used to prevent homelessness, provide case management services to homeless families, and provide fund to help defray costs of area shelters.

BOARD APPROVED CERTIFICATES OF SURVEY & PLATS FOR RECORDING:

- 1) # 3550 C. of S. in Sec. 6, T34N, R29W for Tungsten Holdings.

- 2) # 3551 C. of S. in Sec. 3, T30N, R31W for Tungsten Holdings.
- 3) # 3552 C. of S. in Sec. 27, T36N, R26W for Rebecca L. Disbrow.
- 4) # 3553 C. of S. in Sec. 23, T36N, R26W for Scott Brandos.
- 5) # 3554 C. of S. in Sec. 24, T32N, R34W for Eric F. Weller.
- 6) # 3555 C. of S. in Sec. 28, T36N, R27W for Donald J. Tincher.
- 7) # 3556 C. of S. in Sec. 28, T35N, R26W for Louis Kakuk.
- 8) # 3557 C. of S. in Sec. 3, T36N, R27W for Faith Erickson and Mary Lou Stamper.
- 9) # 6720 Plat of Southside Subdivision in Sec. 34, T32N, R34W for Chris & Terri Noble.
- 10) # 6721 Amended Plat of Vanderwood Subdivision in Sec. 32, T31N, R31W for Geer/Berget.

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

OF COMMISSIONERS

of the Board

ATTEST: _____

Robin A. Benson, Deputy Clerk

LINCOLN COUNTY BOARD

Marianne B. Roose, Chairman

