

**JUNE 28, 2006**

The Lincoln County Board of Commissioners met for a regular session in the County Courthouse at 10:00 o'clock 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. PUBLIC DEFENSE CONTRACT:** Present were County Attorney Bernard Cassidy, Peggy Williams, Amy Guth, and Judge Michael Prezeau.

Guth told the Board that she does not want to sign any contracts with the State pertaining to Guardian Ad Litem cases. State law now requires that every child be appointed his/her own attorney which will increase costs per case. Cassidy said attorney's are appointed for privacy, time lines, case management and separate files per child. Discussion took place about current and changing laws of county and state. Commissioner Konzen recommended looking into how other counties are processing Guardian Ad Litem cases before making any changes or decisions.

**9:30 A.M. JUVENILE DETENTION:** Present were Kindra Hageness, Judge Michael Prezeau, Sheriff Daryl R. Anderson, Roby Bowe, Jerry W. Rust, and Peggy Williams.

Hageness expressed to the Board that the detention center is having a tough time keeping staff due to on-call positions and lack of work. Juvenile crime numbers are way down.

Discussion took place about possible employee lay offs at the detention center. Concerns were expressed about costs, responsibility, and a new plan for transporting juveniles to other local centers. Commissioner Konzen and Bill Bischoff will meet with detention center employees to discuss these issues.

**10:00 A.M. EUREKA FLOOD DAMAGE REPORT:** Present were Tim R. White and Peggy Williams. Chairman Roose thanked the Eureka Road Crew for their efficient response, working all night, and an overall job well done. White discussed some of the costs with the Board and will set up a time with Coral M. Cummings to establish a cost/reimbursement plan.

**10:30 A.M. EUREKA ASPHALT PROJECT:** Present were Mark Munsinger and Tim White.

Munsinger presented to the Board a draft of the change order for eliminating work on 2<sup>nd</sup> Avenue, one block of 8<sup>th</sup> street and all the sidewalk. **MOTION** by Commissioner Windom to move forward with the Eureka Street Project and accept the contract with Noble Excavating for \$368,042. Second by Commissioner Konzen, so ordered upon consensus of the Board.

**11:00 A.M. WIC DISCUSSION:** Present were Joyce Taranik, Joan Bowsher, Peggy Smith, Linda Wagner, and Peggy Williams. Discussion took place about relocating the WIC office to a new location. Commissioner Windom said an option would be the McGrade School complex. Wagner said she has been talking to the school about rooms and cost, and will continue to pursue this. Two rooms will be necessary to have a private space for confidentiality issues. The Board of Commissioners will meet with the county nurse's to determine needs to help base a decision about moving the WIC facility to a new location.

A brief discussion took place pertaining to WIC being a contract between county and state. County policy and the Commissioners role were also discussed. WIC employees are to follow the county policy plan.

**11:30 A.M. EBMS DISCUSSION:** Present were Gary Hablutzel, Bill Bischoff, Diane Davis, and Peggy Williams.

Hablutzel said the trust is growing with additional counties in Montana and Wyoming having joined. The larger the trust, the more stable it becomes. Bischoff said he is checking into increasing the amount for the Wellness Plan and possibly to include colonoscopy in the Wellness Plan. No changes or decisions were made at this time.

**1:30 P.M. COUNTY PLANNER KEN PETERSON: SUBDIVISION REVIEW:** Present were Assistant Planner Mary Klinkam, Ken Davis, Don Bernall, Ray Burrier, May Jo Burrier, Mark Kroll, J.S. Winefordner, and Peggy Williams.

**RE: VARIANCE REQUEST:** Bernall requested a variance on a 12' bridge on property that he wants to purchase. Property is located up Pipe Creek Road. Commissioner Konzen said he is hesitant because it opens up other doors, and the bridge rules and regulations are put into place for safety. The Board scheduled Wednesday, July 5<sup>th</sup> to go out and look at the property before any further discussion.

**RE: SURVEYOR KEN DAVIS:** Davis presented to the Board two separate subdivisions with plans for Cul De Sacs. County Planner Ken Peterson and the Commissioners recommended loop roads instead of a Cul de Sac for added safety. The Board will review this issue and look at the property in question before making any further decisions.

**RE: GLEN LAKE PROPOSED LAKESHORE CONSTRUCTION:** Application submitted by Gary Low for a project involving the placement of a rolling dock along the southwest lakeshore of Glen Lake. This project is located in the SW $\frac{1}{4}$ , Section 27, T36N, R26W. **MOTION** by Commissioner Konzen to approve Glen Lake Proposed Lakeshore Construction Application to build a 32' recreational dock subject to Planning Staff recommendations (48' dock was denied). Second by Commissioner Windom, so ordered upon consensus of the Board.

**RE: BULL LAKE PROPOSED LAKESHORE CONSTRUCTION:** Application was submitted by Ed Buchanan for a project involving the extension of an additional slip on the existing dock on the common area of Bull Lake Estates near Bull Lake in the southwest area of Lincoln County. The Board will further review the proposal before any decisions are made.

**2:00 P.M. REVETT MINING OVERVIEW:** Present were Vice President Revett Mineral Inc. Carson Rife, General Manager Troy Mine Doug Miller, Cesar Hernandez, Brent Shrum, and Peggy Williams.

Rife presented a PowerPoint presentation showing an informational overview of the Troy Mine and Rock Creek Mine.

**3:00 P.M. CLERK OF COURT NADINE PIVAL REQUEST FOR PERM/PART-TIME EMPLOYEE:**

Pival requested the need to hire a Permanent/Part-time employee for the office of Clerk of Court. Pival expressed increased case loads, court room time, and filings. Currently Kary Robertson has been working part-time and the contract for Robertson's employment terminates on June 30<sup>th</sup>. The Board will take this request under advisement. **MOTION** by Commissioner Windom to extend the current part-time position employing Robertson through July 31, 2006.

**3:30 P.M. ADMINISTRATIVE ISSUES:**

Letter submitted by Ken Peterson indicating property lines for Lots in Feak Tracts Subdivision.

Inter-Office Memo from Network Administrator Ric Kesling about an update on Phone System Repairs/Upgrades.

Letter submitted from County Attorney Bernard Cassidy in reference to Brad Chupp and equipment to be returned to the Troy Ambulance.

Bull Lake Rural Fire District Board Appointments: **MOTION** by Commissioner Konzen to appoint Mike Casey, Cheryl Osterburger, and George "Doc" Sargent to the Bull Lake Rural Fire District Board. Second by Commissioner Windom, so ordered upon consensus of the Board.

#### **JUNE 28, 2006 CONTINUED**

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

#3540 C. of S. in Sec. 16, T34N, R25W for Dickey Lake Properties.

#3541 C. of S. in Sec 3, T35N, R32W for William A. & Judith D. McAfee.

#3542 C. of S. in Sec. 14, T36N, R27W for Marti Richter.

#3543 C. of S. in Sec. 12, T29N, R31W for Libby Creek S & J, L.L.C & South Libby L.L.C.

#3544 C. of S. in Sec. 2, T37N, R27W for Valerie Hogan.

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

**OF COMMISSIONERS**

**LINCOLN COUNTY BOARD**

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**of the Board**

**Marianne B. Roose, Chairman**

**ATTEST:** \_\_\_\_\_

**Robin A. Benson, Deputy Clerk**