

FEBRUARY 7, 2007

The Lincoln County Board of Commissioners met for a regular session in the Lincoln County Courthouse at 10:00 am. Present were Chairman Rita R Windom, Commissioner John Konzen, Commissioner Marianne B Roose, Bill Bischoff and Clerk and Recorder Tammy D. Lauer.

10:00 AM: **Call to order.**

10:05 AM: **EPA UPDATE:** Present were Ron Anderson, Peggy Williams, Brent Shrum, Paul Peronard, Mike Cirian, Kathryn LeCours, Ted Linnert, and Kelly McQuisten from Rehberg's office on the phone.

Mike Cirian reported to the Commissioners that he is pleased with progress on communication with residents who are doing remodeling on their homes and the EPA. He mentioned two instances where homeowners contacted EPA before beginning a remodel project and they were able to eliminate the risks before they began. Mike also reported on the recent fires in the Libby area which involved homes with vermiculite. The EPA is concerned about the risks to the fire fighters and will be testing them for exposure. Paul Peronard spoke about the recent conference in North Carolina. He hopes to take the notion of toxicity assessment and put it together with a timeline and a plan. The Office of Solid Waste and Emergency Response (OSWER) will be aiding in this. The proposed study plan needs tweaked. There will be a town meeting on March 7, 2007, at the Memorial Center, 7:00 PM, to present the plan. The EPA plans to bring in people to speak to the community in terms that the layman can understand. Paul hopes to get a Research Project Manager in this area that is in charge of everything. Paul also explained some of the costs of the studies to be done and that the first results will come in approximately two years. He stressed that at this time the EPA wants to clean up Libby not relocate it. Commissioner Windom suggested that our area needs a Public Relations person to deal with the negative press such as the article in the Baltimore Sun News.

11:10 AM: **Lincoln County Tourism Group:** Present were Alana Mesenbrink, Alvin Benitz, Peggy Williams, Jamie Brebner, Pam Peppenger, Louise Rice, Brent Shrum, Bobby Whitefield, Jim Hammons, Charlene Leckrone, Randy McIntyre, and Deb Davidson.

Deb Davidson and Randy McIntyre were spokesmen for the group. Randy had recently been to Helena. The Group has a goal of trying to educate the community and state about the tourism potential. Deb presented a plan for the tourism group. She showed a "Kootenai River Country" brochure to take to the Governor's Conference on April 1, 2007. They need \$1,000 to print 5000 brochures, \$350 to join the Glacier group, \$1400 to go to Governor's conference, Portland, Spokane, and Seattle. The group is asking for \$5,000.00 total. The group hopes to become self sufficient in a year. There was a brief discussion of the brochure and changes that could be made. Randy is now on the board of the Glacier Country group and feels that Lincoln County will be better represented. Commissioner Konzen moved to approve allowing the group to have \$5,000. Commissioner Windom seconded and it was so ordered.

1:30 PM **Sheldon Tracts:** Present were Mark Peterson, Paul Tisher, and Ken Davis.

Mark, Paul and Ken came in to discuss the road issue with the Sheldon Tracts subdivision. The road that enters the subdivision is 90% owned by the county and 10% by the Forest Service. Mark, from the Forest Service, was present to ask the commissioners to take over the approximate 400 feet of road that the Forest Service owns and make the entire road a county road. Commissioner Roose stated that the commissioners have a policy of not taking any Forest Service roads. Commissioner Konzen asked if the subdivision would suffer if the county did not take over the road. There was a discussion of turning the road over to the developer and having the homeowners association maintain the road. Commissioner Windom told the developer that the commissioners would discuss it and let him know.

2:10 PM: **Mary Klinkam, County Planner, Subdivisions:**

Subdivisions for Approval:

McDowell Subdivision: 1 lot with remainder: Commissioner Konzen moved to approve as submitted with the conditions recommended by the planning department. Commissioner Roose seconded and it was so moved.

Lime Creek Views: 1 lot with remainder: Commissioner Konzen moved to approve as submitted with the conditions recommended by the planning department. Commissioner Roose seconded and it was so moved.

Creekside Estates: 2 lots: Commissioner Konzen moved to approve as submitted with the conditions recommended by the planning department. Commissioner Roose seconded and it was so moved.

Tobacco Bay Estates: 20 Lots, S1/2 S7, T36N, R27W. Present were Bob Cuffe, John Damon, and Ken Davis.

Bob Cuffe presented the revised plans to show turn arounds and a road joining the two cul-de-sacs. Bob will speak to the Forest Service about the road to the North of the Subdivision to see if there could be an agreement not to gate the road for an emergency exit. Commissioner Roose moved that the subdivision be approved as revised. Commissioner Konzen seconded and it was so moved.

2:40 PM **Family Transfers:** A family transfer from Randall Miller was denied by the commissioners. Commissioner Konzen moved to deny the petition for transfer, Commissioner Roose seconded, and it was moved.

2:45 PM **Court Ordered Split:** The commissioners reviewed the Burrell court ordered split. Commissioner Konzen moved to send the split on to the Judge. Commissioner Roose seconded and it was so ordered.

2:50 PM: Commissioner Windom presented a letter from **Fannie Mae** concerning a Grant.

2:55 PM: A request was received by the commissioners from **Sunrise Terrace** to abandon a road that was set aside as an emergency access road. The commissioners advised Bill Bischoff to tell them that it will take a petition from the property owners.

3:00 PM **Libby Video Club**: Jim Nelson from the Libby Video Club came to discuss the availability of funds for the club. He stated that in 2002 he approached the City and the County for donations and both agreed to contribute \$2,000. Commissioner Windom said that she believed that in 2004 they had agreed to give \$2000 per year for 2 years. It was agreed that this would be researched in the minutes and the commissioners will contact Jim concerning these funds.

3:10 PM **Final Plat Signed**: Commissioners signed the final plat for Beck's Acres II.

3:15 PM Mary explained the procedure for the Public Hearing for Noggle Creek in Troy on Thursday.

Administrative Issues:

3:40 PM: **Resolution No. 771** allowing \$10,000 to be moved from the PILT fund to the County Attorney for Mental Health Fund was presented to the commissioners. Commissioner Roose moved to approve the resolution, Commissioner Konzen seconded and it was so moved.

3:45 PM: **Resolution No. 772** to allow the Troy Rural Fire Department to place an issue on the ballot during the school election in May to keep the 6 mills that they have been receiving for the past 10 years, and has now retired. Commissioner Konzen moved to approve the resolution, Commissioner Roose seconded and it was so moved.

3:50 PM: **Resolution No. 773** to authorize a multi-jurisdictional CDBG application with the City of Libby. Commissioner Windom moved to approve, Commissioner Konzen seconded and it was so moved.

3:55 PM: **Nancy Sutton, County Treasurer**, spoke to the commissioners about a meeting with Roger Cox concerning investments for the county. A meeting was set for February 28, 2007. Nancy told the commissioners that she would like to expand the hours of the Motor Vehicle Department in Eureka. This would be at no additional cost to the county, as the employee is already there. The commissioners agreed that it would be a good idea. She also discussed some personnel issues with the commissioners.

4:05 PM: Commissioner Windom is concerned about the fact that **county equipment** is not fully insured. There is liability on the equipment but no insurance for vandalism or fire. She is checking with Tom Wood on this issue.

4:20 PM: The **minutes from the meeting on January 31, 2007**, were approved as corrected.

4:25 PM: **Board Appointments:** The **Upper Yaak Fire Service Area**'s Board of Trustees was updated to be three year terms for Basil Canavan, Sharon Sullivan, Reuben Kneller, Ron Fagg, and Lawrence Chain. Commissioner Konzen moved to approve those members for the Upper Yaak Fire Service Area, Commissioner Roose seconded, and it was so ordered.

The Service Region Board has recommended the following people for three year terms: Stan Evans, Ardell Filler, Mike Gallegos, Patricia Kincheloe, as well as Roy Richardson and Steve Garrett which were approved at the last commissioners meeting. Commissioner Konzen moved to approve, Commissioner Roose seconded and it was so moved.

4:35 Commissioner Windom reported to the board that she had spent most of the day on Tuesday sending emails and making phone calls to schools, senators, representatives, etc. concerning the issue on the **loss of funds due to the expiration of PL106-393**.

The Board adjourned at 4:40 pm.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Rita R. Windom, Chairman of the Board

ATTEST: Tammy D. Lauer, Clerk and
Recorder _____