

## MARCH 14, 2007

The Lincoln County Board of Commissioners met for a regular session in the Lincoln County Courthouse at 9:00 am. Present were Chairman Rita R. Windom, Commissioner John Konzen, Commissioner Marianne B. Roose, Bill Bischoff, and Clerk and Recorder Tammy D. Lauer.

9:15 AM: Meeting called to order

9:17 AM: **Charlie Clough** – Charlie brought findings from a 1991 poll. Scotchman Peaks was voted in 1991 to be wilderness area. Land management should be based on the people and how they feel. The Commissioners mentioned that a vote took place in 1998 in which voters voiced that they wanted no more wilderness. He said that Savage Mountain is popular for High Marking. He is proposing that the Forest Service should look at MA8 including Scotchman Peak as wilderness area. He feels it is a special wilderness area for hikers.

Commissioner Konzen said that sometimes the word "Wilderness" makes property more popular and it gets used more and it takes away from the reason for making it wilderness. Snowmobiling in this area has been very popular in the past. He is under the impression that the comment period is over and the Forest Service is in the process of coming up with a plan.

Charlie stated that the wilderness addition on the Kootenai has been very little since 1964. People in favor of the wilderness would say that they want the economy to grow. People coming to the area are attracted to the wilderness area for views and recreation. Charlie feels that the commissioners have a great deal of pull with congress. He hopes that the commissioners will look favorably on the Scotchman Peaks area for wilderness. He asked if the commissioners are totally against any more wildernesses on the Kootenai.

Commissioners Windom and Roose explained that they are not against it completely but want to see the Forest Service's plan first.

10:23 AM: Charlie ended his discussion.

10:46 AM: **Commissioner Roose** told of her trip to DC; meetings she had gone to and the results of those meetings. She gave the other commissioners materials that she had received from Senators and other county commissioners.

11:30 AM: The **minutes of the March 7, 2007** meeting were approved as written.

12:00 PM: **Chamber lunch**/Rita and Mary spoke about the Planning Board and Growth Plan.

1:30 PM: **Mary Klinkam, County Planner: Subdivision review:** Present were Debbie Shoemaker, Ken Davis and Tracy Dunn.

**Triple Rock Subdivision**-taking agriculture exempt off property and making it a regular plat. Commissioner Konzen moved to remove the Ag exempt on Triple Rock Subdivision, Commissioner Roose seconded and it was so ordered.

Mary presented a **new form for Family Transfers**. Each family transfer shall have a form with it.

**Family Transfers:** Gary and Jeanie Herron of Trego are transferring to their daughter. Commissioner Roose made a motion to approve the family transfer, Commissioner Konzen seconded and it was so moved.

Helga Harpe of Eureka is transferring to her mother. Commissioner Roose made a motion to approve, Commissioner Konzen seconded and it was so moved.

Discussion of **Subdivision Access Standards** – roads, streets and driveways. Is a 10% grade necessary for a driveway as well? A single access road is the same as a driveway by definition. There are concerns about emergency vehicles in and out of driveways. The commissioners agreed to leave the requirement at 10%.

2:10 PM: **Ken Davis- Deer Park Lot 2 Amended**. He is asking for a variance of the road width requirement of 60' and wanting to leave the road at 40' easement. With the new Subdivision the road is serving three times as many lots so the 60' easement is necessary. Commissioner Roose said that the board is reluctant to give variances and would prefer not to. Commissioners Konzen and Windom agreed. They decided that conditions are to remain the same. Ken asked that a copy of the minutes be sent to him so he can forward them to the developer.

2:30 PM: **Ken Davis-** Douglas representing DeShazer and Dalby representing Wilkonski-Kukus in land dispute from March of 2006. Court order was approved. Sue Wilkonski-Kukus owns a piece of land. Jack DeShazer has part of it being the low water mark to the high water mark, and has no access or easement. He brought a new court order to adopt the new drawing which doesn't show Jack's property. It cannot be a court ordered split because they have settled out of court. Because it is adjoining property may be able to do a boundary adjustment. Ken will take back to attorneys and let them know.

2:35 PM: Commissioner Konzen brought up two **small roads in Troy** that the county needs to **abandon**. One is by the Catholic Church and the Cemetery which only accesses Tracy Dunn's property. The other is a small road by Chapel Cedar. Both roads are not being used by the public and if the county abandons the road Tracy would take over maintenance for it. The property around the other road is being purchased by Chapel Cedar and they wish to abandon the road in the near future to build an office building. Commissioner Konzen wanted the commissioners to know about these issues coming up.

2:45 PM: **Ken Davis** talked about an access road to **Camp Creek** just past Little Joes across from the Asarco road. The State will allow road access but only to right turns. The Forest Service wants them to quit using Forest Service road and only use the state road, but then there is the left turn issue. Commissioner Konzen will talk to the Forest Service about it.

2:48 PM: Mary talked about the **Planning Board Meetings**. Format issues are grammar, punctuation, appearance of the documents. The Planning Board is spending most of it's time on format issues. Mary recommended that the Board hire a consultant. Kate McHugh was

recommended. She would be paid out of the grant. The President and Vice President of the Planning Board will meet with Commissioners next week in the Eureka Meeting. Commissioner Konzen moved that we move to phase II with Kate McHugh from Whitefish. Commissioner Roose seconded and it was so moved.

3:07 PM: **Jessica Drake, Safety Chairperson of the Safety Program:** Jessica skimmed the book and has gone through the box of information. She is still eager to take on this task. She is signed up for training in Missoula March 22, 2007.

#### **ADMINISTRATIVE ISSUES:**

3:22 PM: The Commissioners signed a letter to support the **Montana State AFL-CIO Project Challenge:** Work Again program.

#### **MARCH 14, 2007 CONTINUED**

3:29 PM: **Ron Anderson,** Sanitation Department made a request for the Landfill to hire their seasonal position. This position is paid by the solid waste budget funded by refuse fees. Commissioner Roose moved to approve and Commissioner Konzen seconded and it was so moved.

3:32 PM: reviewed a letter from MACo about **Tax Increment Districts.**

3:50 PM: Talked to Tammy about Clerk and Recorders office taking over the **Mental Health Commits** bills. Bills need to be checked over for errors and County Attorneys Office wants the Clerk and Recorders office to do it.

4:03 PM: County commissioners will be requesting a **jail roster** each Wednesday morning so that they may go over it in their meeting.

4:10 PM: The auditor, Bob Denning, had mentioned that no checks should be issued out of the county until the **claims** have been initialed by at least one commissioner. The commissioners agreed that this is the new policy, and also agreed that in their absence Bill Bischoff can check the claims so that checks can be issued in a timely manner.

4:18 PM: Meeting adjourned.

LINCOLN COUNTY BOARD OF COMMISSIONERS

---

Rita R. Windom, Chairman of the Board

ATTEST: \_\_\_\_\_ Tammy D. Lauer, Clerk of  
the Board