

October 1, 2008

The Lincoln County Board of Commissioners met for a regular session on October 1, 2008 in the Lincoln County Courthouse. Present were Commissioner Rita Windom, Commissioner Marianne Roose, Commissioner John Konzen, Bill Bischoff and Clerk and Recorder Tammy Lauer.

9:00 AM: Commissioner Windom called **the meeting to order** with the Pledge of Allegiance.

9:01 AM: **USFS Paul Bradford**: Present were Paul Stantus, Tony Berget, Brandon Roberts, Peggy Williams and Brad Fuqua. There was a discussion of the Secured Rural Schools funding and Commissioner Roose talked about the DC trip from which she has just returned. Mr. Stantus spoke about the Snowshoe mine road off Bear Creek Road that goes into the Cabinet Mountains. He said the road is good and the mine cleanup is going very well. There is a temporary bridge across the creek. Paul said that the temporary bridge will be removed at the end of the project and then during high water times the road would end there. Commissioner Windom said that Marc McCully, Libby Road Crew, would like to build a permanent bridge so that the trail heads are always accessible. Paul said that it sounds fine to him. Mr. Bradford said that he went to a timber force meeting and he announced that he met 98% of his 2008 timber goals. There was a discussion about access to the forests and the bear issues. Paul mentioned that there is a leadership meeting next week and there is a proposal to look at some revisions of FS offices but Lincoln County would stay pretty much the same.

10:00 AM: **Public Hearing for County/City Air Quality Control Ordinance**: Present were Kathi Hooper, Lori Kelly Bowe, Kendra Lind, Tony Berget, Peggy Williams, Brandon Roberts and Brad Fuqua. Kendra read the summary of the ordinance. The ordinance allows the Environmental Health Department to cite persons who are not compliant to the air quality standards. The hearing was closed without public comment.

10:12 AM: **Kathi Hooper** stated that the landfill would like to accept the bid from Western States on the **Compactor for the Landfill**. Commissioner Roose moved to accept the bid for the compactor from Western States. Commissioner Konzen seconded and it was so moved.

11:00 AM: **Roger Cox, Investments**: Present were Nancy Sutton, Tony Berget, Brad Fuqua, Brent Shrum and Peggy Williams. Roger presented Lincoln County's investments and talked about fair value. County funds are invested in Federal Home Loan Bank and Federal Home Loan Mortgage and Federal National Mortgage. He spoke about the values and interest rates and call expectations. He explained "step ups" on the interest rates. Nancy explained the reason for keeping the cash amounts that she is keeping, basically to stay with the amounts that the County has right now.

1:30 PM: **Subdivision Review**: Lisa Oedewaldt and Ken Peterson

1:31 PM: **Eureka Summit**, 19 lots, NE1/4 Sec 30, T36N, R26W Public Hearing: Present are Debbie Shoemaker, Dawn Marquardt and Doug Greenshields. Lisa presented the subdivision and ten conditions and then opened the public hearing. John Moran asked what would be done with sewers. Lisa explained that they would have to go through the DEQ (Department of Environmental Quality) to obtain sewer permits. Having no more public comment the hearing was closed. A decision will be made next week.

1:46 PM: **Border Acres**, 5 lots, NE1/4 SE1/4 Sec 10, T27N, R28W, Commissioner Review: Present is Sam Cordi. Lisa presented the subdivision and conditions.

1:50 PM: **Esker II**, 5 lots NW1/4 NW1/4 Sec 13, T37N, R27W, Commissioner Review: Present is Sam Cordi. Lisa presented the subdivision and conditions. This subdivision had been approved a few months ago, but there was an error so it is been re-submitted. There was a discussion about the MDOT recommending a 60 foot easement when they have not paid for it. The Commissioners agreed that the easement was not appropriate.

1:58 PM: **Moraine II**, 5 lots, NW1/4 NW1/4 Sec 13, T37N, R27W, Commissioner Review: Present is Sam Cordi. Lisa presented the subdivision and conditions. This subdivision had been approved a few months ago, but there was an error so it is been re-submitted. Sam Cordi explained the error from the past and the road issues. There was a discussion about the MDOT recommending a 60 foot easement when they have not paid for it. The Commissioners agreed that the easement was not appropriate.

2:13 PM: **River Mist Meadows**, Final Plat Approval: Commissioner Konzen moved to approve the final plat. Commissioner Roose seconded and it was so moved.

2:17 PM: **Velvet Meadows**, Final Plat Approval: Commissioner Konzen moved to approve the final plat. Commissioner Roose seconded and it was so moved.

2:20 PM: **Bradshaw Lakeshore Permit for Bull Lake**: This was previously approved in 2005 and he was unable to do the dock then, so he is re-applying. Commissioner Konzen argued that the dock should not be more than 10 x 20. Commissioner Konzen moved to approve the lakeshore permit as amended. Commissioner Roose seconded and it was so moved.

2:25 PM: **Two Lakes Lakeshore Permit for Crystal Lake**: This had been presented last week but the Commissioners wanted to see pictures. Lisa brought pictures. The Commissioners want more information.

2:36 PM: Lisa wanted to discuss the **fire risk assessment**. She has contacted the RC&D concerning the fire risk assessment. She presented a proposal from the RC&D to contract to the County to do the assessments.

2:49 PM: **Bond release for Wilderness Club**. They have completed \$39,600 of the work required so Lisa presented the form to sign to release the bond funds. Commissioner Windom signed the release form.

3:01 PM: Commissioner Roose moved to appoint Ted Clarke to replace Chris Fox on the **Lincoln County Planning Board**. Commissioner Konzen seconded and it was so moved.

3:20 PM: Commissioner Roose moved to appoint Tammy Lawler to the **Tobacco Valley Industrial District Business Park's Board**. Commissioner Konzen seconded and it was so moved.

3:27 PM: There was a discussion about **Noel Williams's contract**. The Commissioners agreed to meet with Noel in Eureka on October 15th to discuss his contract.

3:34 PM: The Commissioners read the **minutes of the September 10th and September 17th meetings**. Commissioner Roose moved to approve the minutes as written. Commissioner Konzen seconded and it was so moved.

3:36 PM: The Commissioners read **Resolution #806** to make adjustments to last year's budget. Commissioner Roose moved to approve the Resolution. Commissioner Konzen seconded and it was so moved.

3:39 PM: The Commissioners signed a **resolution allowing the County Attorney to have prosecutorial assistance** in the State of Montana vs. Stephen Michael Thomas and State of Montana vs. Heather Michelle Henson case. Commissioner Konzen moved to approve the resolution. Commissioner Roose seconded and it was so moved.

3:46 PM: The Commissioners were presented the contract for the **Auditors Denning, Downey and Associates, P.C. for the upcoming year**. Commissioner Roose moved to approve the contract for one year. Commissioner Konzen seconded and it was so moved.

3:51 PM: Commissioner Windom read a letter from the FAA stating that Mr. Hart cannot put a subdivision by the airport in Eureka. The Subdivision has not been applied for yet.

4:23 PM: The meeting was **adjourned**.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Rita R. Windom, Chairman

ATTEST: _____
Tammy D. Lauer, Clerk of the Board