

**April 29, 2009**

The Lincoln County Board of Commissioners met for a regular session on April 29, 2009 in the Lincoln County Courthouse. Present were Commissioner John Konzen, Commissioner Marianne Roose, Commissioner Tony Berget, Executive Assistant Bill Bischoff and Clerk and Recorder Tammy Lauer.

9:00 AM: Commissioner Konzen **opened the meeting** with the Pledge of Allegiance.

9:01 AM: **EPA Update:** Ted Linnert and Victor Ketellapper are present. Victor said they had met with the City Council on Monday to provide them a draft of the OU1 plan. He spoke about writing an interim ROD for OU4 and the benefits. He talked about the studies that have been suggested for the area. Commissioner Konzen asked why OU1 was given priority. Victor explained that it began with the easiest first.

9:50 AM: The Commissioners read the **minutes of the April 22, 2009 meeting**. Commissioner Roose moved to approve the minutes as written and it carried.

10:00 AM: **Sheriff's Office:** Sheriff Daryl Anderson, Deputy Roby Bowe, Undersheriff Jerry Rust, Deputy Kirk Kraft, Ron Langley, Peggy Williams, Brad Fuqua and Brent Shrum. Ron Langley brought an estimate for the electrical system fix and explained the estimate. There was a conversation about the Highway Patrol relocating their office. Commissioner Konzen said that a letter needs to be written to the Highway Patrol to ask them to find another office space within the next 60 days. Commissioner Berget moved to write the letter thanking them for their cooperation and asking them to relocate and it carried. Commissioner Roose moved to approve up to \$12,000 from PILT to Preferred Electric for updating the electrical system in the Sheriff's Department. The motion carried. The generator issue was tabled while they look for a used generator. Bill will talk to Vic White about searching for a generator. There is grant money available for the heating and cooling system replacement. They discussed Johnson Controls as a possibility for a company to go with. Commissioner Konzen said they should set up a meeting with Ken to find out his opinion on the heating and cooling system. Commissioner Roose moved to allow Frontier Communication to install a new phone system in the Sheriff's Department for \$24,804 from PILT and it carried.

The COPS Grant is still available for the hiring of an additional deputy in the Troy area. Sheriff Anderson would like to use that. The understanding is that the grant could end at any time and the funding would be gone for that deputy. Commissioner Berget moved to allow the Sheriff's Department to apply for the Cops Grant to get a deputy in Troy and it carried.

11:00 AM: **Tammy Lauer, Clerk and Recorder**-software update: Tammy is looking at software that will put the recorded documents on the web and eventually allow e-recording of documents. She updated the Commissioners on the products she is looking at. Joe from CSA, a company that has the Web Doc program was available to answer questions.

11:30 AM: **Jennifer Nelson**, Kathi Hooper and Ray Miller came to talk to the Commissioners about E-waste. Jennifer wanted to update the Commissioners on what some members of the County are doing about recycling. They are proposing an e-waste recycling day which includes cell phones, computers equipment, electrical equipment, etc. They would like to set up sites in Eureka and Libby and Troy. Jerry Snell at Kootenai Disposal has offered his facility as a collection site. They are trying to coordinate with Valley Recycling in Kalispell to dispose of the materials they collect. Jennifer asked for the Commissioners support for the project and hoped that there would be funds available if the project doesn't pay for itself. DEQ provides up to \$500 for advertising and materials. Commissioner Berget moved to endorse the process and finance the transportation costs up to \$500 and it carried.

1:30 PM: **Subdivision Review:** Kristin Smith and Lisa Oedewaldt.

1:31 PM: **Wilson Variance:** The planning department is recommending that the Commissioners approve the variance due to the hardship of the developer. Andy Belski and Brett McCully explained the intent of the road. Commissioner Konzen asked why this is different from other developers requesting a variance because of an existing 40 foot easement. Kristin pointed out that most people don't have court documents to produce. Kristin read some of the court document and agreed that this would be a workable road situation. Commissioner Roose moved to approve the variance request due to the hardship that has been stated per planning staff recommendations with the inclusion of wording on the signs being posted lowering the speed limit and warning of a narrowing road and making sure that it is understood that the remaining road beyond and prior to the ¼ mile in question be up to major subdivision standards. The motion carried.

1:47 PM: **Bates Subdivision**, 9 lots, Public Hearing: Lisa presented the subdivision and conditions. The meeting was opened to public comments. John Damon explained the parkland issue which is cash in lieu of a park. No public comments were heard.

1:56 PM: The Public Hearing on **Sunset Ranch Subdivision** has been postponed due to a request of the developer. One land owner, Ed Eggleston, came to talk to the Commissioners about the map. He is concerned that Lot 7 will contaminate his well. He isn't sure that they know about his well. He has other concerns but will wait for the public hearing to discuss them. Kristin said that the public hearing will be in the near future.

2:02 PM: **Solitude Bay**, 9 lots, final plat approval: Commissioner Berget moved to approve the final plat and it carried.

2:03 PM: **Haidle Family Transfer:** Lisa and Kristin received a letter from the Haidle's bank that was signed by another Haidle (Robert Haidle who is Frank Haidle's son). This made the planning department question the validity of the letter and so they contacted the Clerk and Recorder's office and told them not to record the deeds. Commissioner Roose stated that she is aware that Robert Haidle is the president of the bank in Eureka and is sure that the letter is valid. Commissioner Roose and Commissioner Berget said that their decision stands from last week.

2:15 PM: There was a discussion about the **Planning Board and the Growth Policy**.

2:18 PM: Kristin discussed having a County engineer with the Commissioners. Commissioner Konzen had several questions about the process. No decision was made at this time.

2:58 PM: Kristen asked if the Commissioners would approve a monthly allowance for Lisa's cell phone. Commissioner Konzen said that he is willing to approve it if she uses it out in the field doing inspections. Commissioner Roose moved to approve the county standard of \$50 monthly for Lisa's cell phone and it carried.

3:01 PM: **Dr. Brad Black** came to inform the Commissioners of the status of an upcoming grant. He asked to get on the agenda next week to discuss it.

3:36 PM: The Commissioners signed the **Noxious Weed Trust Fund Project for Tansy Ragwort Grant Agreement and the Skeletonweed Grant Agreement.**

4:24 PM: **Administrative Issues:** Personnel issues were discussed. The Commissioners discussed two union grievances.

4:48 PM: The **meeting was adjourned.**

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

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John Konzen, Chairman

**ATTEST:** 

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Tammy D. Lauer, Clerk of the Board