

July 1, 2009

The Lincoln County Board of Commissioners met for a regular session on July 1, 2009 in the Lincoln County Courthouse. Present are 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.

9:00 AM: **USFS Update:** Kami Winslow, Paul Stantus, Ted Anderson and Brad Fuqua are present.

Kami reported that the Grizzly Bear amendment is in progress. Montanore Mine comment period is underway. Over 3000 form letters were received as well as many more comments. The letters were mostly from an environmental group. They are trying to stop the mine. There was a discussion about the Montanore mine. Miller/West Fisher project is in process. Stimulus money has been about \$13 million received so far. Paul will fill the Commissioners in on the specifics in the future. The projects will be contacted out in the most part. Some of the projects are for this year and some are for next year. They have until September 30, 2010 to use the money. Paul talked about the repairs to some roads. They have been meeting with Economic Development people about some projects to see if people are interested in working on some projects. Paul Rumelhart is working on a meeting to speak to interested parties. Ted spoke about the Growth Policy and the objectives which would involve the Forest Service. The Forest Plan is dramatically different from the Growth Policy. Ted would like to see a MOU written between the Forest Service and the Commissioners in order to make certain that there is an understanding between the two. Hard copies of the growth policy should be given to the Forest Service so they can have an idea of the Commissioners priorities. There was a discussion about the Coordinating and cooperating status issues that is already in process and the individuals involved. Ed Levert commented on the WUI that is mapped out for the County.

10:02 AM: **Ed Levert-Wildfire Presentation:** Present are Ed Levert, Vic White, Brad Fuqua, Jerry Rust and Roby Bowe. Ed has been working for about 6 months on a Wildland Fire Progression Risk Analysis sponsored by Lincoln County and funded by a grant. Ed presented a Power Point on his findings. He went through a scenario of a fire in Lincoln County and the actions taken. He used the Parmenter Fire from last summer as an example. His scenario showed the Commissioners how quickly Libby could be involved in a fire. The fire could have been in the Libby City Limits in 6 hours. He talked about burns and treatments that are currently being planned. Ed talked about the City of Libby being less than eager to take any actions to support fire wise fuel reductions. Commissioner Berget moved to send a letter to the City of Libby encouraging them to partner in a fire wise community. The motion carried. Commissioner Berget also moved to write a letter in support of the Flower Creek project. Commissioner Konzen noted that Ed brought this project to the Stakeholders and they jumped on it immediately and so did the Forest Service. The motion carried. There was a discussion of some of the availability of fire fighting materials in the Libby area.

11:00 AM: **Cabinet View Fire Service Area:** Jim Luscher, Coral Cummings, Roby Bowe, Robert Mast, Brad Fuqua, Howard Troyer and Betty Troyer are present. Jim began by stating that they feel the dispatch situation is not good. He presented the Commissioners with a four page Declaration of Intent and Dispatch Instructions to Sheriff's Dispatch. Commissioner Konzen noted that the Sheriff has the decision on this. Jim said that they are asking the Commissioners to help facilitate the discussion with the Sheriff's department. Coral said that there is an annexation in process to get more area in the CVFD district and the FRVFR district to get rid of the area that is not covered by any fire department. Coral stated that the CVFD has no intention of getting an ambulance service; however she had stated earlier that they would be responding to medical calls as first responders. Commissioner Konzen said that it sounds like boards need to meet with boards involved to reach agreements and that the Commissioners are not really involved in these processes.

11:31 AM: **Road Oil Bids:** Commissioner Konzen opened the only bid submitted by McAsphalt Industries Limited of Canada. Allan Mayhew from McAsphalt explained that this time of year the cost is the highest that asphalt costs. They store oil in November for the next season because it is cheapest in those months. Asphalt is cheaper this year than last year. Commissioner Berget moved to approve McAsphalt Industries bid for oil services and it carried.

11:53 AM: **Cabinet View Fire Service Area Board** is requesting that Jeff Matilas be appointed to fill the position left open by Jeff Grotjohn and that Betty Troyer be reappointed to her position. Commissioner Berget moved to approve the appointments as requested and it carried.

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

1:30 PM: **Amended Lots 3 and 4, Riverdale Subdivision**, 9 lots, public hearing: Present are Susan Sutherland, Tim Rooney, John Damon, Byron Sanderson and Ed Eggleston. Lisa opened the public hearing and presented the subdivision and conditions. She opened the public hearing. Susan Sutherland is the adjacent landowner. She looks out her front door at the proposed subdivision. Her first concern is water quality. She has a well that is downhill and downstream from the subdivision. She is also concerned about the road not being able to handle the increased traffic. She addressed noise pollution. She asked about the farmland laws. This is one of the few segments of land that can be farmed. She read excerpts from the Growth Policy. She had no concerns that are valid. Tim Rooney stated that the road is a 25 mph road so sight should not be a problem. He feels that the subdivision should follow the growth policy by putting growth closer to town. Tungsten is working on the fire suppression issue with Libby Fire. The public hearing was closed at 1:54 PM.

2:00 PM: **Sunset Ranch Subdivision**, 16 lots, public hearing: Present are John Damon, Byron Sanderson and Ed Eggleston. Kristin has met with the developer and is addressing her concerns on the subdivision. It was decided that the subdivision should be done in two phases. The first phase would have 10 lots and the second phase would be the remaining 6. Kristin showed pictures of the subdivision. Ed Eggleston was here to ask if his letter had been addressed from prior public hearing. His concerns are dust and water and well water contamination. Byron Sanderson addressed the issues. John Damon wanted to clarify a couple of items in the conditions. The public hearing was closed at 2:28 PM.

2:31 PM: **Esler Subdivision**, final plat approval: The conditions have been met and the subdivision is ready for final plat approval. Commissioner Berget moved to approve the final plat and it carried.

2:34 PM: **Moraine Subdivision**, final plat approval: The conditions have been met and the subdivision is ready for final plat approval. Commissioner Berget moved to approve the final plat and it carried.

2:37 PM: **Meadow Creek Estates**, final plat approval: The conditions have been met. Commissioner Berget moved to approve the final plat and it carried.

2:38 PM: **Family Transfer**: Don and Debra Davis want to transfer a parcel to their daughter Lucy Orr. There is no indication of evasion as the property has been in Davis' name since 1969. Commissioner Roose moved to approve the family transfer and it carried.

2:39 PM: **Hidden Cove Subdivision**: Marquardt is asking to reduce the original number of lots from 4 to 2 and will not be constructing the new road. Commissioner Roose knew the property and was in agreement.

2:43 PM: **Ken Stephens** had a **family transfer** approved in April but has not been able to file the COS and would like a two month extension to file his COS in March of 2010. Commissioner Berget moved to approve the two month extension and it carried.

2:55 PM: **Refuse Discussion**: Kathi Hooper and Ray Miller have come to talk to the Commissioners to discuss the gatekeepers at the landfill. Kathi said the piles are cleaner since the gatekeeper. People seem to be more aware of the different places the mixed refuse should be disposed of. Commissioner Berget talked about all the complaints he has been receiving. People are complaining that their refuse fees went up on their taxes and now they are being charged for dumping. Commissioner Konzen asked if the revenue has changed. Kathi said that the revenue has increased. They are requesting that the gatekeeper position be made permanent. They would keep it as two part time positions through the summer. Commissioner Roose moved to approve the gatekeeper position as two part time positions as Kathi sees fit. Commissioner Berget seconded with discussion that Ray is sure the public is taken into consideration with each load and the gatekeeper is flexible. Kathi and Ray have not had many complaints and asked that they be made aware of the ones the Commissioners are receiving.

3:30 PM: Administrative Issues: Bill talked to the Commissioners about the gravel bids. He did a spreadsheet to show the Commissioners the difference in bids. Commissioner Berget moved to approve the low bidder on each of the gravel bids for each city. The gravel crushing bids are awarded to Keller for Libby, Wards for Troy, and Kootenai Sand and Gravel for Eureka. The motion carried.

3:41 PM: The Commissioners discussed **personnel issues**.

3:58 PM: **Eureka Rural Development Partners** wish to change the original change of the scope of work for the \$5,000 for bio-mass grant from DNRC. They are changing the recipient of \$1,375 to Camas Creek Enterprises for a biomass heating study.

4:03 PM: The **Trego Fortine Stryker Fire Service Area** wishes to increase their fees by 100% to \$50 per year. They are asking to begin the process. Commissioner Roose will inform them that the process can begin during the budget approval process in September.

4:27 PM: The Commissioners went over their **summer schedules** with Bill Bischoff.

4:30 PM: The **meeting was adjourned**.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Commissioner John Konzen, Chairman

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