

**November 10, 2009**

The Lincoln County Commissioners met for a regular session on November 10, 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.

10:00 AM: Commissioner Konzen **opened the meeting** with the Pledge of Allegiance.

10:01 AM: **Petition for Stop Sign on Golf Course Road:** Kim Olsen, Edward Schrader, Juana Schrader, Gene Rowland, Max Smith, Jean Miller and Libby Road Foreman Marc McCully are present. Kim Olsen presented a 5 page petition from residents asking for an additional stop sign at the intersection of Shaugnessy Hill Road and Golf Course Road resulting in a 3-way stop. They feel that the people driving up the hill should have the right of way and every other street have a stop sign. Marc McCully talked to the residents about their concerns and told them why the State requested the change originally. The residents questioned where the State got their information because they have not seen any accidents at the corner between two cars but many go into the ditch. Kim has lived in the area for 15 years and has never seen an accident at the intersection. Commissioner Berget asked them to give him a little time to talk to the State and he will get back to them. Commissioner Konzen told them that Commissioner Berget and Marc will be getting with the State and then will contact Kim.

10:27 AM: The Commissioners read the **minutes of the October 28, 2009 meeting**. Commissioner Roose moved to approve the minutes of the October 28, 2009 meeting as written and it carried.

10:34 AM: The Commissioners have a letter from Yellowstone County to help sponsor **The Western Interstate Region Conference in Billings**. The conference is in May of 2010. Commissioner Roose moved to approve the donation of \$250 out of PILT and it carried.

10:38 AM: Commissioner Konzen signed a letter of intent for the **Economic Development District** for in-kind match of office space and utilities that was voted on at a previous meeting.

10:41 AM: Commissioner Roose spoke to Commissioner Berget and Commissioner Konzen about the progress of the **Eureka Annex building**.

10:47 AM: The Commissioners received a letter from the County Attorney asking them to join in the lawsuit Case #DV-07-140 against Donald Scott for his property that has not been cleaned up in the year that was allotted him. This property is very familiar to the Commissioners. Commissioner Roose moved to join the lawsuit and it carried.

11:00 AM: **Bid Opening for Excavator for Troy Road Department:**

Western States Equipment, Kalispell	Caterpillar	\$136,595
Rowland Machinery Company, Spokane, WA	John Deere	\$143,000
Tri State, Great Falls, MT	Volvo	\$115,955
Triple W. Machinery, Kalispell, MT	John Deere	\$135,400

Commissioner Konzen told the bidders that they will take the bids under consideration and have an answer by Friday.

11:20 AM: Tammy talked to the Commissioners about disbursement of the \$2 million from the State for Asbestos Related Diseases. The funds will need to be distributed through a checking account of some type. Tammy will check with the Auditor to confirm how it will work. Commissioner Roose moved to open a new checking account for the funds and it carried.

11:30 AM: **Bid Openings for Tandem Axle Trucks for Troy, Eureka and Libby Road Departments:**

I State Truck Center, Missoula	Freightliner	\$91,151
Freedom Truck Center, Spokane WA	Freightliner	\$87,500
Freedom Truck Center, Spokane WA	Freightliner	\$92,850
Freedom Truck Center, Spokane WA	Western Star	\$98,945
Freedom Truck Center, Spokane WA	Western Star	\$107,925

Commissioner Berget moved to award the Freedom Truck Center the bid for the Western Star for \$98,945 based on the opinion of Foremen Marc McCully and Ron Downey and it carried.

11:45 AM: The Commissioners took a drive to the **intersection discussed at 10:00 am this morning**.

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

1:30 PM: **Lime Creek Views**, 1 lot with remainder, final plat approval: No conditions were required on this subdivision at preliminary plat approval in February 2007. Commissioner Berget moved to approve the final plat and it carried.

1:35 PM: **Ranch View East**, 3 lots, final plat approval: All conditions have been met. Commissioner Berget moved to approve the final plat and it carried.

1:36 PM: **Ranch View West**, 3 lots, final plat approval: All conditions have been met. Commissioner Berget moved to approve the final plat and it carried.

1:37 PM: **Woodcrest**, 10 lots, final plat approval: All conditions have been met. Commissioner Berget moved to approve the final plat and it carried.

1:50 PM: **Lakeshore Permit**: William Sanguine is requesting an "L" shaped dock on Glen Lake. His property is adjacent to the Steed property, which is involved in the Casazza Dock Litigation. Mr. Sanguine is involved in the lawsuit as a Plaintiff with the Steeds. This is the 14 day notification for the lakeshore permit.

1:57 PM: Thompson Contracting had contacted planning about a dock shore permit that was done in 2007. The owners had a copy of the letter saying it was approved. The one year permit time has come and gone. Lisa will send out letters and get the process going again.

2:02 PM: Kristin spoke to the Commissioners about joint public hearings for the Subdivision Regulations. She is looking for a date to begin the public hearings. It was decided that January would be the best time to begin. The judgment came down from Judge Prezeau on the Wilson property. The county is planning to take a portion of Libby Creek Road from the Forest Service. Kristin wanted the Commissioners to be aware of the road widths. Also, signs that the Planning Department wanted to purchase are being ordered.

2:30 PM: **Ron Carter-Biomass Project Grant**: Don Cox, Brent Shrum, Lee Disney, Barbara Dutro, Ed Levier, Ron Carter made a presentation. Biomass Energy Development Inc. is requesting a Hazardous Fuels Woody Biomass Utilization Grant from USFS Forest Products Lab in Madison Wisconsin. They are here to request support from the Commissioners. He told them that one ton of wood chips = 100 Gal of Gasoline or Diesel. They have two project goals: Automate Gasifier/Engine and Refine Non-Merchantable product. He showed a diagram of the 40 KW/Ford 460 CID Biomass Cogent Unit. Commissioner Konzen agreed that there is a need for this. He said that people like Ron are needed to find alternative methods. Commissioner Berget moved to sign a letter of support for the Biomass grant and it carried.

3:30 PM: **Election Canvas**: Assistant Election Administrator Leigh Riggelman, Election Administrator Tammy Lauer, Commissioner Berget, Commissioner Konzen, and Superintendent of Schools Ron Higgins, are present. Leigh presented the election results. Ron moved to approve the canvas of the Municipal Election and County Special Election and it carried.

3:45 PM: Ron spoke to the Commissioners about the elevator in the **Kootenai Senior Citizens Center in Troy**. It is not working and in need of \$15,000 of repairs. Commissioner Berget suggested that they borrow the money from the County but that the payment not be due until the other loan they are paying is paid in full. Commissioner Berget moved to approve a loan of up to \$15,000 to Kootenai Senior Citizens in Troy payable in 2013 to repair the elevator. Commissioner Konzen seconded and it carried. This loan will come out of PILT.

4:01 PM: The **meeting was adjourned**.

#### **LINCOLN COUNTY COMMISSIONERS**

---

John Konzen, Chairman

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