

November 18, 2009

The Lincoln County Board of Commissioners met for a regular session on November 18, 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.

9:30 AM: Commissioner Konzen **opened the meeting** with the Pledge of Allegiance.

9:30 AM: **Susan Farmer, Clerk of the Court:** Susie spoke to the Commissioners about archiving the records in her department. She has been working on it with the Secretary of State's office for two years but is only half done. She needs \$15,000 to complete the process. She is asking the Commissioners to help fund it. Commissioner Berget moved to approve funding the archiving for the Clerk of Court out of Montana Land Act funds if available and if not out of PILT. The motion carried.

10:00 AM: **EPA Update:** Present are Ted Linnert, Victor Kettlepper, Rebecca, Cathryn LeCours, Mike Cirian, Dick Sloan, Kathi Hooper, Paul Rumelhart, Brent Shrum and Brad Fuqua. Mike announced that 159 properties were done this year and they doubled the amount of soil removed this year from last year. Mike talked about projects that would be starting next year. Kathi Hooper and Mike have been working on the problem of the landfill space and are close to a good conclusion. Cathryn talked about the Troy area clean up. They are shifting toward the removal stage in Troy. They are studying the best way to handle the soil being removed, bring it all to Libby or find somewhere in Troy to take it. Victor spoke about 2010 projects. Libby Hotel is a project that will be interesting next year. There may be some historical value in that building. He asked the Commissioners about what they would like to see happen in 2010. Commissioner Konzen said that the Industrial Park is definitely a need. Commissioner Berget talked about the road sides and the message it sends the tourists when State workers are out on the road in safety suits. Victor talked about MIT helping in the area. There was a discussion about the ROD and the difference between the interim ROD and the permanent ROD. Victor talked about the end of the public comment period on the OU1 is 12-16-09. Victor said that there is a public meeting on 12-1-09. On February 9th there will be a meeting to talk about the plans for 2010.

11:04 AM: **Air Quality Report Kathi Hooper, Erik Leigh and Kendra Lind:** The air quality reviewing period is coming and the past two weeks there have been some days that are less quality than what they would like. There has been a huge improvement over the past couple of years. People are having trouble getting good wood to burn. Too many are burning green wood. Mailings will go out to wood stove owners to remind them of the important issues about burning wood. There will also be an application for alternative heating. They will have stoves available for people who have only one heating source to make it through a period of "no burning". Eric showed graphs he made of the air qualities over the past few weeks.

11:30 AM: The Commissioners reviewed a resolution to hire **R. Allan Payne to be retained as a special counsel to assist in the representation of the Board of Health with regard to the to the EPA Libby Superfund Site.** Commissioner Berget moved to approve **Resolution #834** and it carried.

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

1:30 PM: **Indian Springs Ranch RV Park**, 36 RV lots, 13 acres, Sec 2 T36N R27W, Public Hearing: Present are Marc Liechti and Aaron McConkey from APEC and Lloyd Bridges and Bridgette K. Bridges. Bridges own the property in front of the proposed RV Park and wanted to know what the plan was for the restrictions on the park. Aaron handed him a brochure about the RV Park. Aaron answered questions Mr. Bridges had about the park about the water system and the type of RV's allowed. Public hearing was closed at 1:42 PM. Since there is no meeting next week, the preliminary plat approval needs to happen today. Commissioner Roose moved to approve the subdivision as preliminary plat according to planning staff recommendations and it carried.

1:45 PM: **East River Hills Subdivision**, 2 lots, Gov't Lot 3 Sec 36 T32N R34W, review and decision: Lisa presented the subdivision and conditions. Since there is no meeting next week, the preliminary plat approval needs to happen today. Commissioner Berget moved to approve the subdivision as preliminary plat according to planning staff recommendations and it carried.

1:49 PM: **Road Signs:** Kristin looked into cost of road signs at the correctional facility and they were very comparable. Commissioner Berget said he thought it would be a good idea to keep the money in the state if possible.

2:05 PM: The Commissioners read the **minutes of the November 10, 2009 meeting.** Commissioner Berget moved to approve the minutes and it carried.

2:50 PM: **Administrative Issues:** Personnel issues and legal issues were discussed.

2:50 PM: The Commissioners received a letter from Jim Luscher resigning his position with the **Cabinet View Fire Department Board.** They have also received a letter from Robert Mast requesting that William Clark be appointed to the Board. The letter stated that Robert Mast will replace Jim Luscher as president and William Clark will be Vice President. Commissioner Berget moved to approve the appointment of William Clark to the board and it carried.

3:00 PM: **Tobacco Valley Industrial District:** Present are Tracy McIntyre, Mike Henry, Priya Lefrancois and Wayne Robinson. Tracy began by saying that the road to the Industrial District is nearly complete. Montana Hammer and Forge would like to build on the district property. Priya, President of the company, gave a brief history of the blacksmithing business and

showed an example of the product that he is building for fireplaces. The building is 80 feet by 80 feet. It is estimated that it will cost about \$165,000. Tracy talked to the Commissioners about some funding possibilities. Mike stated that they would like the County to give the Tobacco Valley Industrial District \$100,000 to build then are hoping to fund the rest of the building through other sources. Commissioner Konzen said that it is important to know what kind of funding the business will be putting into it. For instance, Stinger Welding put 3 million of their own money into the Libby Industrial District. Commissioner Berget agreed and said that it is important to make sure the business is not built without risk of loss for them. Mike said that they will do some research and come up with some strategies and come back to the Commissioners. There was a long discussion about the funding possibilities.

4:10 PM: Craig Shultz and Tammy Lauer from the **Libby Volunteer Ambulance Board** spoke to the Commissioners about their involvement with Cabinet View Fire. It was decided that LVA, LVFD, Sheriff, MHP, CVFD, and the Commissioners would meet in January.

LINCOLN COUNTY BOARD OF COMMISSIONERS

John Konzen, Chairman

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