

**October 14, 2009**

The Lincoln County Board of Commissioners met for a regular session on October 14, 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: **Paul Rumelhart and Jennifer Nelson, Economic Development Funding:** Paul presented the Commissioners with a new program that Lincoln County could qualify for in this District. He spoke about the funding for the program and that the match is 5%. They are excited to apply as soon as possible. It is only for areas that qualify under the TAA (Trade Adjustment Assistance). Of the 4 counties in the group Sanders and Lake may quit this year and Flathead County will be the remaining partner. The two other counties are having a hard time paying the fees. Paul is requesting \$1366 for the extension of 3 months. They also would like the Commissioners to commit to another year. Commissioner Roose moved to pay the \$1,366 to extend the term of the contract with EDD and it carried. Commissioner Roose moved to commit to continue funding for the EDD beginning In January of 2010 for one year with the monetary amounts to be determined later. The motion carried.

10:00 AM: **EPA Update:** The EPA people did not attend.

10:16 AM: The Commissioners read the **minutes of the September 16, 2009, September 30, 2009 and October 7, 2009 meetings**. Commissioner Berget moved to approve the minutes as written for all three meetings and it carried.

10:21AM: **Administrative Issues:** Bill went over some scheduling for the next couple of months with the Commissioners. The Commissioners read a letter from Noel Williams concerning a discussion from last week about the proposed North fork of the Flathead River/Ten Lakes protected area.

11:00 AM: Tammy Lauer, Clerk and Recorder, presented the **FY 2009/2010 budget** at a Public Hearing held by the Commissioners. Also, this public hearing is the presentation of the Trego Fortine Stryker Fire Service Area's fee increase of 100% and the Eureka Volunteer Fire Department's proposed rate increase. Steve Newman is the only person from the public that is present. Commissioner Roose moved to approve both Fire increases and they carried. Commissioner Roose moved to approve the budget as presented and it carried.

1:00 PM: **Larry Anderson, Congressman Denny Rehberg's office:** Larry met with the Commissioners to discuss current issues. They discussed the Swamp Creek area of Highway 2. Larry had been to the mine site yesterday. He was impressed with the operation. He spoke about a lab in Missoula studying the virus infecting the honey bees. They discussed wilderness issues. They talked about the Grizzly studies that they are hoping will take place.

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

1:31 PM: **Misty River Subdivision**, 3 lots, Sec 5, T30N R33W, preliminary review: Lisa presented the subdivision and recommended conditions. The road was discussed. The Floodplain was discussed and Ken Davis said that he had a more updated map for the flood plain but did not submit it with the plat. Lisa asked for a copy of the FEMA map so she may research it.

1:44 PM: **Townhouse Subdivision**, 5 lots, N1/2 SE1/4 SE1/4 Sec 4, T30N R31W, preliminary review: Lisa presented the subdivision and recommended conditions. Commissioner Konzen had questions about the flood zones and the water on the property. There was a discussion about the fire hydrants and where they would be placed.

2:11 PM: **Lakeshore Permit:** Buford Fallis' request from last week to rebuild a retaining wall. EPA removed the existing home and retaining wall. Commissioner Berget moved to approve the lakeshore permit and it carried.

2:14 PM: **Lot 3 Nesbitt Subdivision** land use change: This was reviewed for the past two weeks and needs Commissioner Konzen's signature.

2:15 PM: Commissioner Konzen signed the **Lakeshore Permit request from Christensen** that was voted on last week.

2:16 PM: **McGinnis Creek Flats IV**, 6 lots, preliminary plat decision: Lisa reminded the Commissioners of the subdivision which had a public hearing on October 7, 2009. Commissioner Konzen talked about the condition of the floodplain. Commissioner Berget moved to approve the subdivision as preliminary plat according to planning staff recommendation with the exception of Condition #5 being changed to 75' setback no build zone and it carried. The Planning Department wanted to note that on July 14<sup>th</sup> they sent an email to Davis Surveying informing them of the condition on the floodplain.

2:22 PM: Kristin updated the Commissioners on a letter dated October 8, 2009 from the **Glen Lake Irrigation District**. They discussed the GLID's role in Eureka. It was determined that Kristin will answer the letter from GLID thanking them for their comments but Lincoln County will proceed as we have in the past.

2:26 PM: They discussed a Lakeshore permit for Casezza for a dock on Glen Lake where there is already a dock 3 feet away. They want a letter from the Commissioners saying it is not feasible to put a dock there.

3:00 PM: **Maggie Anderson** did not come to the meeting.

3:45 PM: **McGinnis Meadows Cattle Guards**: Chuck Evans thanked the Commissioners for once again speaking to him regarding the cattle guards for his client. He presented some documentation about cattle guards in Montana. Commissioner Berget moved to approve two cattle guards on the McGinnis Meadows road built to County Specifications to be reviewed every two years to be sure the integrity of the cattle guard is not compromised over the years. Commissioner Roose seconded. Discussion followed as Commissioner Roose voiced her disapproval of the cattle guards. It was mentioned that Marc McCully, road foreman, should have a say in how much asphalt needs to be on either side of the cattle guards and other decisions concerning the structure of the cattle guards. The vote was Commissioner Konzen and Commissioner Berget in favor and Commissioner Roose opposed.

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

#### **LINCOLN COUNTY BOARD OF COMMISSIONERS**

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John Konzen, Chairman

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