

September 16, 2009

The Lincoln County Board of Commissioners met for a regular session on September 16, 2009 at the Eureka Annex of 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.

10:03 AM: Commissioner Konzen **opened the meeting** with the Pledge of Allegiance.

10:04 AM: **Recycle Eureka:** Present are Lincoln County Sanitarian Kathi Hooper, Tiffin Hall and Savahna Schuhmacker. Tiffin stated that the community is excited about the recycle prospect. There has been a lot of community volunteers involved. The recycle center will be behind the Eureka Annex building and to the West of the Four Corners Restaurant. Kathi said there will be two bins with three compartments. The compartments will be for paper, plastic and aluminum. Savahna showed a plan of the recycle center entrance. All of the materials have been donated by the community, many as a memorial to Carole Tapp, the person who started Recycle Eureka then was killed in an accident. Tiffin spoke about the education of the public to use the bins. Kathi asked the commissioners to preauthorize the part of her budget for recycling bins so that she may purchase them for this site. Commissioner Roose moved to approve the recycle amount in the Sanitation budget and it carried.

10:30 AM: **Road Abandonment Hearing:** Present are Jack Peters, Terry Utter, Dianne Linn, John Linn, Alan McCurry, OV McCurry and Gary Montgomery. Jack Peters from Trego has requested the County abandon a road on his property. Commissioner Konzen asked if anyone is opposed to the road abandonment. It was explained that the road is not a usable road and it crosses no other property. Commissioner Roose moved to approve the road abandonment and it carried.

11:00 AM: **EPA Update:** Present are Ted Linnert, Victor Kettlepper, Mike Cirian, Peggy Williams, Kathi Hooper and Dick Sloan. Attorney Allan Payne and Virginia from Senator Tester's office are on the conference phone. Mike Cirian stated that they have moved 50,000 cubic feet of dirt this year and will exceed the number of properties that they anticipated, 90 plus 40, not including the golf course. Mike talked about the activity based sampling at the schools. Commissioner Konzen asked why the EPA worker mowing at the Libby Middle school did not have the blades going, Mike will check on that. Commissioner Berget asked about the CDM people losing their jobs. Mike said all the local people will still be employed with CDM and that the Corp and CDM are working well together. Victor stated that next year they are going to keep the same clean up team. They are looking at a 5 year contract so they can have some consistency. The EPA will have a greater presence in Troy in 2010. Mike said that the projects on the creeks are finished. Mike talked about the Libby landfill site and Kathi added her plan as well. Proposed plans for OU1 and OU2 have been issued. There will be a meeting on September 28, 2009 in the Little theater to go over the plans. The OU5 plan is scheduled for September of 2010. Stinger Welding is under construction and there is a lot going on in that area. Commissioner Konzen stated that there is potential for much more in that area and they would like to get the ROD for the OU5 so the next projects don't have to wait for answers or cleanups.

11:50 AM: The Commissioners read the **minutes of the September 2, 2009 and September 9, 2009 meetings**. Commissioner Roose moved to approve the minutes as amended and it carried.

1:30 PM: **Subdivision Review:** Kristin Smith

1:31 PM: **Kessler-Hodgson Subdivision:** The Commissioners voted on this subdivision last week. Commissioner Konzen signed the preliminary plat approval.

1:33 PM: **Warland Subdivision**, 4 lots + remainder, final plat: Kristin stated that all conditions have been met. Commissioner Berget moved to approve the final plat and it carried. Commissioner Konzen signed the plat maps.

1:35 PM: **Ten Lakes (aka Border Acres)** 5 lots, final plat: Kristin told the Commissioners that all conditions have been met on the subdivision. Commissioner Roose moved to approve the final plat and it carried. Commissioner Konzen signed the plat maps.

1:38 PM: Kristin spoke to the Commissioners about the **County Planning Board** meeting. The Board has some concerns about their roles in the natural resource plan processes. The planning board will meet with the commissioners and Bruce Vincent and Noel Williams on October 7, 2009 at 10:00am to get some clarification.

1:43 PM: Kristin updated the Commissioners about THI out of Livingston that had been working for Monte Davis on his Lake Creek stabilization project. DNRC thinks that THI is preparing to file a lawsuit against them. THI is no longer working on this project, however they continue to be aggressive in their communication with the county and DNRC. Mr. Davis has decided not to pursue the project at this time due to the cost, but Kristin noted there may be grant opportunities available and her department would pursue those in the interest of protecting the county road, bridge and other property owners.

1:48 PM: **Road Signs:** Due to the address changes many roads were named that had previously been considered driveways. The Planning Department feels that the County should purchase and install signs for these roads. The cost is about \$100 per sign including the pole. Commissioner Roose stated she is highly opposed as she has always felt that the signs on roads that are not County roads are the responsibility of the owners of the property. Kristin feels that it is a County responsibility since the County created the road. Commissioner Konzen stated there was merit to the idea. Kristin said it is for the emergency services more than the property owners or the County so it becomes a safety issue. The planning Department will make a proposal for costs and bring it back to the Commissioners for their consideration. Commissioner Konzen told Kristin to bring the proposal to a future meeting.

1:58 PM: The Commissioners signed the Final Narrative Report on the Cultural and Aesthetic Projects for the Tobacco Valley Improvement Association Board, Board of Arts for the **Art Center Expansion Project**.

2:10 PM: **Troy Rural Fire Department Board** is requesting that Herbert L. Gregory be appointed to the board to fill the position vacated by Stephen Straley. Commissioner Berget moved to approve the appointment and it carried.

2:45 PM: The Commissioners went to the site of the new **Friends of the Shelter** animal facility. They are building a new structure to house the animals. The concrete foundation has been poured. Friends of the Shelter had a ceremony to celebrate the beginning of their project.

3:30 PM: The **meeting was adjourned**.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Commissioner Konzen, Chairman

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