

## August 24, 2016

The Lincoln County Board of Commissioners met for a regular session on August 24, 2016, in the Lincoln County Courthouse, Libby, Montana. Present were Commissioner Mike Cole, Commissioner Greg Larson, Commissioner Mark Peck and Deputy Clerk of the Board, Chris Nelson.

Commissioner Cole opened the meeting with the **Pledge of Allegiance**.

9:00 AM ~ **LCPA Zoning District and Regulation:** Present were Alan Gerstenecker Brent McCully. Brent met with Commissioners to create the LCPA Zoning District and to adopt the regulations. Brent said they had not received a single public comment on the issue. Commissioner Cole asked if it was apathy or do people even care? Brent said he thinks that people don't care. Commissioner Peck said he thinks people don't even know what it is. Brent said the biggest concern was from the planning board, which had lots of questions. Brent said he met with them and was able to answer their questions. **Motion** by Commissioner Peck to approve the Resolution to adopt the boundary of the Lincoln County Port Authority Zoning District and the Lincoln County Port Authority Zoning Regulation pursuant to 76-2-201 et seq., MCA. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

9:30 AM~ **KBP Targeted Economic Development District:** Present were Alan Gerstenecker, Nikki Meyer, Brett McCully and Seaborn Larson.

Brent McCully met with Commissioners to adopt the Targeted Economic Development District (TEDD). **Motion** by Commissioner Peck to adopt on second reading Ordinance No. 2016-1 designating the Kootenai Business Park Targeted Economic Development Area, creating the Kootenai Business Park Targeted Economic Development District and adopting the Kootenai Business Park targeted Economic Development District Comprehensive Development Plan with a Tax Increment Financing Program Pursuant to Title 7, Chapter 15, Part 42 and 43 of the Montana Code Annotated. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

10:00 AM~ **Annual Junk Trailer Program:** Present were Alan Gerstenecker, Seaborn Larson, Treasurer Nancy Higgins, and Kathi Hooper.

Kathi said during the Annual Junk Trailer Program they wave the disposal fee, no moving permit and wave the unpaid taxes in an effort to encourage people to get rid of their junk trailers. This year they will be doing it on September 12-20<sup>th</sup>. In 2015, they removed 12 trailers with a \$387.50 average cost for moving each trailer. Commissioner Peck said he wondered if one trailer will be taken away and another junk one would just be moved in behind it. Commissioner Peck said there has to be a way to stop this, possibly with regulations. There was discussion about ordinances that prohibit trailers that are manufactured 10-15 years before the current year. Nancy said they are coming up on the mobile tax sales. If the county got the highest bid, they would own the trailer and be responsible for moving it off the property and then they could do junk it. Commissioner Peck said he wonders if it would be beneficial to have a full time person to collect the trailers. Kathi said that they had brought that idea to the County Attorney in the past and there were questions of liability if the property were damaged and what to do with attached structures. Commissioner Peck said if they were able to take care of 40-60 of the mobile homes, they could make a huge dent in the issue. **Motion** by Commissioner Peck to wave the disposal fees, pay for the moving permits and wave the unpaid taxes for those participating in the Annual Junk Trailer Program. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

10:30 AM ~ **Administrative Issues:** Present were Alan Gerstenecker and Dallas Wamsley.

Dallas brought in an application Gene wanted to see if he could be reappointed to the Montana Region VI Area on Aging board. **Motion** by Commissioner Peck to reappoint Gene to the Board on the Montana Region VI Area on Aging. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

**Motion** by Commissioner Peck to approve the two minutes with one change to August 17. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

Commissioners were presented a letter from Hank LaSalla concerning the Troy Area Dispatch District (TADD).

Commissioners discussed how current technology has made remote dispatch centers very efficient and affective.

Commissioner Peck said the real issue with the TADD is the vote that created it, not the technology or anything else.

Commissioner Larson said he will schedule a meeting on September 14, 2016.

11:00 PM~**Public Comment Time** – Present were Meghan Obrien, Gene Rogers and Alan Gerstenecker.

Meghan Obrien, head dispatcher for Troy Dispatch, read Commissioners a prepared statement. Meghan said that her organization was unaware that the closure of the TADD was still an issue. She stated that Hank LaSalla has been providing erroneous information to the public. She wondered what they have to do to prove that the TADD is needed and wanted. Meghan said she was also concerned with LaSalla not wanting to have a public comment in Troy. Commissioner Peck said the issue is up to the citizens but the previous vote was not done correctly. Commissioner Peck said he is not for or against the TADD as he doesn't live in that district but he does feel that things should be done in accordance with the law. Commissioner Peck reiterated that he did not feel that anything was done intentionally wrong. Commissioners thanked Meghan and Gene Rogers for coming to Libby to speak with the Commissioners.

1:30 PM~ **Planning Department:** Canceled

2:00 PM ~**Budget Meeting:** Present were Robin Benson and Alan Gerstenecker.

Robin presented the only enterprise fund (solid waste) budget to the Commission. District budgets were reviewed and Robin submitted a draft letter that goes out to the various boards with their final approved budgets. Commissioner Cole read the letter aloud. Robin also presented a draft letter to the Commissioners concerning boards who may be appointing board replacements without advertising. Letters were taken under advisement. Robin said the Planning budget increased from 1.88 to 2.6 mills due to the new hire rate. County Attorney budget increased \$26,996 because of the new hire rate. The Network Admin budget decreased \$479. Public Safety budget decreased 46,000 per commission approval. The Commissioners' travel was reduced by \$2,000. **Motion** by Commissioner Larson to close the Public Safety and Clerk and Recorder portion of Fund 4000, Capital Improvement Projects, and transfer the funds into Public Safety and the General Fund. Second by Commissioner Peck motion carried unanimously. **Motion** by Commissioner Peck to donate the cash balance of Fund 7960 of the Asbestos Clearance Fund to the CARD Clinic in the amount of \$36,655. Second by Commissioner Larson, motion carried unanimously.

After looking over the budget, Commissioner Peck said it is disheartening to have to do so much work before they even get final numbers from the Department of Revenue. Robin said the final budget shows they are 12.36 mills over what they can levy. Commissioner Larson said they will more than likely be making up the shortcomings out of PILT. Commissioner Peck said he would feel more comfortable with 7 or 8 mills over but not 12. The Commissioners decided to meet at 9 AM on August 29, 2016 to go over the budget one last time before the public hearing. The Commissioners thanked Clerk and Recorder Robin Benson for her hard work with the budgets. Commissioner Larson said Robin's hard work has made his job much easier.

3:00 PM ~**Consider Adoption of Resolution Reorganizing City-County Board of Health:** Present were Nick Raines and Kathi Hooper.

Commissioner Peck said that after speaking with the county attorney, a resolution reorganizing the health board is not needed. Kathi and Nick said they talked to Troy and Eureka about joining the health board and there was definite interest. **Motion** by Commissioner Peck to approve the reorganization of the City-County Board of Health and the new by-laws as presented. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board. **Motion** by Commissioner Peck to amend his original motion to have an effective date of the reorganization of the City-County Board of Health of November 1, 2016. Second by Commissioner Larson and so ordered upon the unanimous consent of the Board.

3:30 PM~**Lincoln County Port Authority:** Present were Tina Oliphant, Seaborn Larson and Alan Gerstenecker.

Tina said a few months ago a company broached the Governor's office that Kevin Sather, who's from Libby but works in Wisconsin, wanted to expand his business. He has a desire to expand in the NW of the United States. Tina spoke with him about the workforce situation in Lincoln City, and put him in contact with Flathead Community College and the Montana Job Service. They are looking at a Big Sky Trust Fund grant that Tina would like to get sent and is looking for a letter of support for the application. Commissioner Cole read the proposed letter of support aloud. **Motion** by Commissioner Larson to approve and sign the letter of support. Second by Commissioner Peck and so ordered upon the unanimous consent of the Board.

4:00 PM~**Insurance:** Present were Vic White, Dallas Shaw, and Gary Hablutzel.

Former Lincoln County insurance representative Gary Hablutzel said he wanted to clarify some things about the county's new contract with the Leavitt Group. Gary asked the Commissioners to look at pages 5 and 6 of Leavitt's agreement with the county. He said he shared this with an individual from the Joint Powers Trust (JPT) who questioned several things. Gary said that several of the things the Leavitt Group promised cannot be provided. He said the things on the list cannot be provided because it is information they can't get. Gary also said there is a good time to bid and a bad time. A good time to go to bid is when your pool, the employees, has had several good years of health. Gary said right now, they have not had that. He also said that most insurers are not interested in providing county governments with coverage. Gary said that it is tough for Lincoln County because they pay insurance for spouses and children and eventually that has to change. Gary proposed his commission be put at \$3.50 per covered employee if they reinstate him as their broker, saving the county \$12,000 per year. The new broker is charging \$9.75, which Gary thought was high but it is also what he was receiving when he was the county's insurance broker. He said they could put that savings away or use it to pay for the employee's vision insurance. Gary said they don't have to decide now but to take time and think about it. Gary said it would be a two-year contract at that rate with the same level of service. Commissioner Larson said he appreciated the information.

Meeting adjourned at 4:35 PM

## LINCOLN COUNTY BOARD OF COMMISSIONERS

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Mike Cole, Chairman

ATTEST: \_\_\_\_\_

Chris Nelson, Clerk of the Board