

February 19, 2014

The Lincoln County Board of Commissioners met for a regular session on February 19, 2014, in the Eureka Annex of the Lincoln County Courthouse. Present are Commissioner Tony Berget, Commissioner Ron Downey, Commissioner Mike Cole, Executive Assistant Bill Bischoff and Clerk and Recorder Tammy Lauer.

1:05 PM: The commissioners wrote a **letter to Faye Drueger, Regional Forester** for the Northern Region asking to be included in the selection of the replacement of Paul Bradford, KNF Supervisor.

1:10 PM: The commissioners were presented with a **Cooperative Agreement between Montana Department of Public Health and Human Services and The Lincoln County Board of Health** for inspections. Commissioner Berget signed the cooperative agreement as President of the Health Board.

1:20 PM: The commissioners read the **minutes of the February 5, 2014, meeting**. Commissioner Downey moved to approve the minutes as written and it carried.

1:30 PM: Commissioner Berget **opened the meeting** with the Pledge of Allegiance.

1:30 PM: **Discussion of Lakeshore Regulations:** There are 15 people are present. Steve and Jennifer Curtiss, Richard and Diane Carter, Buck Shelmerhorn, Kristin Nemeroff, Josh Letcher, Russ Bache, Jim Johnson, Ron Brown, Tiffin Hall, Mary Acord and Dave Guild were among those present.

Richard Carter suggested taking Glen Lake out of the Lakeshore regulations due to the fact that it is more of a reservoir than a lake.

Mary Acord lives on Dickey Lake said she was asking about the "grandfather" and "legal" wording on page 6.

Commissioner Berget explained that the word "legal" is still in there because the county cannot do something illegal.

There was a discussion about the wording and the word "legal". Diane Carter asked Commissioner Berget to point out the changes. She wanted to know what had changed since last week. Commissioner Berget said the "legal" word is the only change since last week.

Buck Shelmerhorn said that he feels that the high water mark fluctuates so much on the lakes in this area that he feels that it should be addressed separately. Steve Curtis said all lakes have their own characteristics and should be considered differently. Steve also feels that Glen Lake should not be included in this document. He doesn't think there is a need for the regulations at all.

Buck said that the County Planning Board met last night in Libby and they discussed this document at length. He feels that each of these docks should be reviewed individually to assess the potential problems. Josh Letcher talked about the fluctuation of water from year to year and the very big difference of the high water marks. Commissioner Berget told of how the new mapping system at the county should help the commissioners to see the properties being considered. Buck said that it is much different to sit on the property and look at the plan on the ground. Mary said that she has pictures of when her parents purchased the property on Dickey Lake and the lakeshore has eroded significantly.

A comment was made that the boats erode the shoreline but so do the severe storms.

Jim Johnson said that he only has a problem with the fact that people have to have a plan and submit it to a board for approval. Why not let them build it and then pay someone to inspect it and approve it. Ron Brown said that he feels there are too many laws on the books now and liberties with personal property should be considered.

Dave Guild said a long dock is sometimes needed. He said sometimes the 50 foot dock would not reach water.

Mary asks about the vegetation requirement. Buck explained some of the reasons behind that requirement and Steve said that once again that proves that Glen Lake is different.

Commissioner Downey spoke about the need for laws and said that he doesn't feel that anything in this document will hurt anyone. He feels that the document already exists and these are just changes that will make it better, and if it doesn't work in the future, we can change it again. Commissioner Berget read **Resolution #912** which is the resolution to adopt the changes to the Lakeshore Regulations as written today. Commissioner Downey moved to approve the resolution and Commissioner Berget seconded. Commissioner Berget and Commissioner Downey voted for and Commissioner Cole voted against.

2:30 PM: The commissioners must put to the voters of Lincoln County a chance to review the county government every 10 years. This is the year to do that. The commissioners discussed that the board should consist of 5 members and be allowed to have a budget of one mill (approximately \$36,000). Commissioner Cole moved to approve **Resolution #911** the resolution allowing this to be put on the ballot and it carried.

2:45 PM: **Micki Carvey, Health Nurse:** Micki had a call from the state asking if the commissioners are interested in continuing the MCH grant that the county has been doing for years. There is a match on this grant but it is a "soft" match of facility and utilities. The commissioners agreed to keep the grant in the next fiscal year.

2:50 PM: The **seasonal employee at the J Neils Park** is retiring. Commissioner Berget asked the commissioners if they would approve a new hire for those months that the 30 acre park needs maintained. There was a discussion of reducing the time frame for the seasonal employee. Commissioner Cole moved to approve the hiring of the seasonal employee and it carried.

3:00 PM: The commissioners have an agreement for legal services from Moore, Cockrell, Goicoechea and Axelberg, P.C. concerning the **case filed against the county by Stormy Langston and Delora Ann Haidle**. The commissioners signed the agreement.

3:15 PM: The **meeting was adjourned**.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Anthony Berget, Chairman

ATTEST: _____
Tammy D Lauer, Clerk of the Board