

February 17, 2016

The Lincoln County Board of Commissioners met for a regular session on February 17, 2016, in the Lincoln County Annex Building, Eureka, Montana. Present were Commissioner Mike Cole, Commissioner Mark Peck, Commissioner Greg Larson via Vision Net, and Clerk & Recorder Robin Benson.

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

9:30 AM **TRFD & LCRFD/Petition for Annexation:** Present were John Rios, Robert Mast, Bill Clark, Nikki Nemeroff, and Alan Gerstenecker, Assistant Election Administrator Leigh Riggelman via phone conference.

**TRFD Petitions for Annexation:** The Commission received petitions for Inclusion into Troy Rural Fire District as described on Tax ID numbers: 9936, 12745, 12794, and 5875. All properties are adjacent or within the boundaries of the LCRFD. Commissioner Cole read Resolution No. 958, Intent for Annexation in its entirety. There was a brief discussion about properties being adjacent/within a fire district and if properties have previously opted out. Robin pointed out that one property is not adjacent but is within the fire district. Commissioner Cole read from 7-33-2125 M.C.A. regarding the process pertaining to annexation into fire districts. In accordance with 7-33-2125 M.C.A., the 40%/40% rule required for annexation of adjacent territory that is not contained within current TRFD boundaries has been met. **Motion** by Commissioner Peck to approve Resolution No. 958/Intent for Annexation as submitted. Second by Commissioner Larson and so ordered upon unanimous consent of the board. A Public Hearing will be noticed pursuant to 7-1-2121 M.C.A. The Public Hearing date is scheduled for March 2, 2016 at 2:00 PM in the office of the Lincoln County Board of Commissioners.

**LCRFD Petition for Annexation:** The Commission received a petition for Inclusion into Lincoln County Rural Fire District. Commissioner Cole read Resolution No. 959 in its entirety. A summary outlining the signatures was submitted by Assistant Election Administrator Leigh Riggelman. Leigh explained the verification process of the signatures on the petition by running individual assessment reports directly from Black Mountain Software. **Motion** by Commissioner Larson to approve Resolution No. 959/Intent for Annexation as submitted. Second by Commissioner Peck and so ordered upon unanimous consent of the board. Commissioner Cole asked for public comment. Bill Clark asked if one signature counted for all properties owned or do both husband and wife signatures count. Leigh said she counted one signature per property. Bill Clark suggested the Commission review the portion of 7-33-7125 M.C.A. regarding setting Public Hearing dates and also suggested the county create a policy on the annexation process. The commission and Robin were in agreement that creating a written policy/process for annexations would be beneficial to the county and to the public.

10:00 AM **Strategic Plan for Operating History Exhibit/Tina Oliphant:**

1. The commission read and signed a support letter for the BSTF grant application for the Strategic Plan for Operating Exhibit of the Shay Locomotive for the Heritage Museum, Libby, MT.
2. The commission read and signed a letter in support of Kootenai River Development Council and a BSTF application for a Planning Grant for Master Trail Concept Plan for the Great Libby Area. Lincoln County commits to match requirement of this grant up to \$7,500. **Motion** by Commissioner Larson to sign letter of support and commit to match grant requirement of up to \$7,500. Second by Commissioner Peck and so ordered upon unanimous consent of the board.

10:30 AM **Administrative Issues:**

**Motion** by Commissioner Peck to sign letter of support for the grant application from Montana Fish, Wildlife and Parks from their Recreational Trails Program for the Kootenai Cross Country Ski Club to purchase additional grooming equipment for the ski course up on South Flower Creek. Second by Commissioner Larson and so ordered upon unanimous consent of the board.

The Commission read minutes for February 10, 2016. **Motion** by Commissioner Peck to approve minutes subject to one correction. Second by Commissioner Larson and so ordered upon unanimous consent of the board.

11:00 AM **Public Comment Time:**

Erik Johnson visited with the commission concerning issues he has had with Eureka Road Foreman Tim White. Erik expressed several complaints that have been ongoing for several years. Commissioner Cole said he has investigated the complaints and will be sending Erik a letter addressing his concerns.

11:30 AM **Lisa Oedewaldt/County Planning:**

- Gary Mason submitted his application for the last open position on the **Planning Board** for the Eureka area on January 13, 2016. There was no planning board meeting scheduled January or February so an email vote was sought for approval from the planning board. A unanimous approval via email was received by all members of the planning board. No applications were received when the Clerk & Recorder's Office advertised for this position. **Motion** by Commissioner Larson to appoint Gary Mason to a 2 year term ending May 25, 2018. Second by Commissioner Peck and so ordered upon unanimous consent of the board. Commissioner Cole stated that he feels Gary is well respected in the community and is happy to see that Gary requested to become a member of the Planning Board.
- The Planning Department received a request from developer William Bohne, of the Creekside Woods Subdivision to extend their preliminary approval period. Owners intend to split property so two families can build homes for retirement. **Motion** by Commissioner Larson to grant the two year extension until March 12, 2019 subject to Planning Staff recommendations. Second by Commissioner Peck and so ordered upon unanimous consent of the board.

- The Commission resigned Mylars for Montana Summit Subdivision. Originally only one Mylar was signed and the Planning Department requested a second Mylar which is standard procedure. The Mylars changed showing a blow up portion of the subdivision so both new Mylars needed Commission signature.

1:00 PM **Tobacco Valley Industrial District/Follow Up:** Present were Tracy McIntyre, Tim Rusdal, Ben Thom, and Krista Nemeroff.

Tracy is in discussion with County Attorney Bernard Cassidy as to his opinion if Debe Gwynn, Glacier Peak Holistics is in conflict to serve on the **TVID Board** since that business is in the Tobacco Valley Industrial District. Tracy mentioned that the By-Laws for TVID have not been reviewed in many years, so there may be changes upcoming.

Tracy said Glacier Peak Holistics will not be applying for the USDA Rural Business Development Grant. The square footage of the architectural design of the building has been brought down which will help with the bond portion of the project and will bring down the loan amount. Tracy is still working on the financing side and discussed potential financing options.

1:30 PM **FLAP Grant Discussion/Decision:** Present were Tracy McIntyre, Tim Rusdal, Ben Thom, and Krista Nemeroff. FLAP Proposal is due April 1<sup>st</sup>. Tracy said the decision today is that there is the Pipe Creek Project and Sophie Lake Corridor Project to decide if we want to move forward with both projects individually or submit both projects as one application. Ben said both of these projects are not adjacent or in the same district so we will not be able to apply for both projects as one application.

Commissioner Larson asked about the 13.42% match requirement. Any work done by the county would qualify as part of the match requirement. A maintenance agreement or maintenance plan for work done on Pipe Creek Road beyond Turner Mountain was discussed. Currently the county does plow, but there is not a full maintenance plan in place. Tracy said we need to identify the conditions and improvement needs for Sophie Lake Road and Airport Road. Both roads are county owned. Commissioner Cole said this is becoming a huge recreational corridor and is the public access to numerous public recreational activities.

Commissioner Peck said the county cannot afford at this time to take on the responsibility of maintaining all of Pipe Creek Road, so the Sophie Lake Corridor Project would be a more viable project at this time.

Tracy suggested working on the Pipe Creek long term maintenance plan now so we can do a project at a later time.

**Motion** by Commissioner Larson to approve the Sophie Lake Corridor Project as the County FLAP Project for 2016.

Second by Commissioner Peck and so ordered upon unanimous consent of the board.

2:00 PM **Lincoln County Best Beginning Council/Sue Flanary:** Present were Kathi Hooper and Jennifer McCully via Vision Net and Micki Carvey.

Sue is here to introduce herself as the Chairman for the Lincoln County Best Beginnings Council. Lincoln County Best Beginnings Council is an organization that has been in existence since 2012. The mission is to provide education and support to families while linking service providers and advocates creating a safe and healthy lifestyle for families in Lincoln County. The Council is requesting Lincoln County to act as their Fiscal Agent. Recently, the Council received two grants from the Montana DPHHS that enabled them to hire a grant writer and a project coordinator. At this time the council is searching for a fiscal agent to administer the 2016 grant for \$19,015.17 plus additional similar grants that the council could receive. Currently the council is in the process of achieving their 501 (c) 3 status. Commissioner Cole asked about the timeline the county would be the fiscal agent. Sue said she cannot answer that at this time.

Commissioner Cole read an email from Maggie Anderson sharing her support of the Lincoln County Best Beginnings Council. Commissioner Peck asked what the deliverables to fulfil the grant requirements are. Sue said the requirements are to pay the grant writer and assist continued development of existing programs. Commissioner Peck asked if this has been coordinated with the county public health program. Commissioner Peck requested the council talk with the county public health program and coordinate efforts. Commissioner Larson agreed and said it would be beneficial if they can come up with a satisfactory agreement.

Kathi asked about the 2016 grant timeline. Sue said that right now the council is just trying to pay the grant writer.

Commissioner Cole asked what kind of grants is the council searching for? Sue said she is searching for smaller grants to put into existing programs to help with costs.

Sue said the project coordinator is just a position for the current 2016 year only.

Kathi asked about contracts and agreements with other fiscal agents. Sue said historically she only has had verbal agreements.

## **LINCOLN COUNTY BOARD OF COMMISSIONERS**

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Mike Cole, Chairman

**ATTEST:** \_\_\_\_\_  
Robin A. Benson, Clerk of the Board