

October 25, 2017

The Lincoln County Board of Commissioners met for a regular session on October 25, 2017, in the Lincoln County Courthouse, Libby, Montana. Present were Commissioner Cole, Commissioner Bennett, Commissioner Peck, County Administrator Darren Coldwell, and Clerk and Recorder Robin Benson.

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

9:45 AM Trihydro Service Agreement: Present were Alan Gerstenecker, Nick Raines, George Jamison, John Blodgett, and Nikki Meyer, Eureka via VisionNet

Nick submitted a service agreement between Trihydro Corporation and the Board of Health (BOH). Nick said the BOH has approved the agreement pending commissioner budget approval. Commissioner Peck shared that the County and BOH has one shot at future IC's and O&M; we need to do everything we can to ensure good agreements are in place with DEQ and EPA. Commissioner Peck expressed his support that Trihydro will be providing technical, engineering and consulting services.

George commented that one of the strengths or benefits of Trihydro is they are a qualified firm with long term IC experience on this site and there is little to no learning curve. George said Tryhydro is actively engaged in the Port Authority site as well.

Nick agreed that Trihydro does have the qualifications and experience, but wanted to express that Tridydro has no conflict of interest that would preclude them from doing this work.

Commissioner Peck clarified there is a line item in the BOH budget for professional services, but there currently is no budget for this piece. George said his best guess for the life of this service, he estimates \$10,000 to \$15,000 if there are no unanticipated situations. Commissioner Cole asked if Jinnifer Mariman has reviewed and approved the agreement. Nick confirmed that yes, Jinnifer approved the agreement. George said that nothing can be spent until a Task Order and budget is approved by the commission.

Motion by Commissioner Bennett to approve the General Basic Agreement for Engineering and Consulting Services between Trihydro Corporation and the Board of Health. Second by Commissioner Peck, motion carried unanimously. George clarified the guidance on how to structure the agreement came from Jinnifer Mariman and the agreement itself is with the BOH, not the County.

10:00 AM Treasurer's Monthly Report/Nancy Higgins: Canceled

10:30 AM Administrative Issues: Present were Alan Gerstenecker, John Blodgett and Nikki Meyer, Eureka via VisionNet.

- Robin submitted the minutes for October 18, 2017 for commission approval. The commissioners reviewed the minutes as submitted. **Motion** by Commissioner Bennett to approve the minutes as presented. Second by Commissioner Peck, motion carried unanimously.
- Darren said he has been working on the Pre-Disaster Mitigation Grant and the work would be contracted out. The total grant is for \$24,999. Lincoln County is responsible for \$8,334 but that can be 100% in kind. Darren said he is seeking a motion for approval to apply for this grant. Commissioner Peck clarified the grant identifies what the potential disasters are within the county allowing Lincoln County to apply for FEMA dollars. **Motion** by Commissioner Peck to allow Darren to move forward with the grant application. Second by Commissioner Bennett, motion carried unanimously.
- Commissioner Bennett said the Libby Area Chamber of Commerce has asked the county for a nomination of a person that has been active in the community. Commissioner Bennett will follow up with the Libby Area Chamber of Commerce. The Libby Area Chamber of Commerce is seeking nominations for an award to be given during their winter event.
- Darren said he has communicated with Brian Hopkins, MACo General Counsel, regarding selling park land that was dedicated in subdivisions. According to Brian, under MCA Section 7-16-2324, the county cannot legally sell parkland without doing a full inventory of parkland and developing a comprehensive plan for the provision of open space in the County. If the plan indicates that sale of the parkland in question makes sense, they must then do an appraisal under MCA Section 7-8-2501, and sell for appraised value, assuming the property is valued at \$20,000 or more. There are some open space requirements for subdivisions, under MCA Section 79-3-621. Older subdivisions may be grandfathered and not subject to those requirements. If there are several tracts in issue, it is probably worth the time to go through this process as it could raise some revenue for the County.
- **10:45 AM Public Comment Time:** Alan Gerstenecker, John Blodgett and Nikki Meyer, Eureka via VisionNet.

Nikki asked if money was appropriated for the Sophie Lake FLAP Project. Commissioner Cole said there is no movement on this and it could be two to three years out before there is any activity.

11:00 AM Little Green Button (Panic Alarms) Discussion: Present were Maintenance Supervisor Joe Nagle, IT Director Ernie Anderson, Alan Gerstenecker, John Blodgett, and Nikki Meyer, Eureka via VisionNet.

Joe said the current panic alarm system in county buildings is outdated and does not operate correctly. The system is tied into our fire system and it should be its own separate system. Joe spoke briefly about the rise in workplace violence. Joe asked Grizzly Security to take a look at updating the courthouse alarm system. Joe said he researched the Little Green Button Panic Alarm Software System and explained how the software would be installed on most of the employee workstation desktops. Ernie said he is still doing some research, but has reviewed it and is impressed with it.

Commissioner Peck asked what the response plan would be? Darren said that would be the next step, and EMA would be involved in that process and there would be employee training. The software cost is \$1,159 per year annual contract. Grizzly Security would install it, but there would be no annual maintenance fees, the system monitors itself.

Commissioner Peck said we need to have a conversation with MACo about employee responders. Joe said he feels this is a logical step to be proactive to protect our employees to the best of our ability.

Commissioner Bennett recommended that we need to have the framework in place on response and employee training before moving forward, although he has no problem with the cost. Joe said at no expense he would like to see the 21 day trial implemented. Commissioner Bennett clarified that he would like to have a plan in place prior to the 21 day trial to determine if our plan is working instead of waiting to create a plan during the 21 day trial period. Darren will follow up with MACo and the implementation plan for the 21 day trial. Commissioner Bennett said we can adjust the response depending on information provided by MACo.

11:30 AM **Snow Removal Policy:** Present were Road Supervisors Marc Mcully and Dave Kyriss, Alan Gerstenecker, John Blodgett, and Nikki Meyer, Eureka via VisionNet.

Darren submitted a draft Snow Removal Policy on Lincoln County Roads for commissioner review. The purpose of the policy is to establish Lincoln County's policy and level of service in respect to clearance of snow or ice and maintenance of its secondary road system during the winter months. The policy and level of service are to be implemented with the amount of money approved in advance by the Board of Commissioners for this service, and as contained in Lincoln County's road budgets as submitted to and approved by Lincoln County and adopted or amended by the Board of Commissioners. The commissioners gave suggestions on potential language changes and/or sentence removal. There was discussion about having a separate ordinance regarding removal of public vehicles.

12:00 PM **Dr. Scott Biathlon/Lunch:** The commissioner attended a tour with Dr. Ben Scott to look at the work being done on the biathlon complex.

1:30 PM **Planning Department:** Present were Jake Mertes, Alan Gerstenecker, and Nikki Meyer, Eureka via VisionNet.

- **Starlight Meadows-Cash in lieu for parklands:** Jake said the Planning Department has received a check from the developers, Tungsten Holdings, Inc. in the amount of \$4,278.96 for cash in lieu for parklands within Starlight Meadows subdivision. Per the discussion and decision made by the Board on March 30, 2016, the previously approved and platted parklands within this subdivision have been re-reviewed as lots and received approval from the Montana DEQ. The developer's request that the county accept this payment based on the 2015 tax assessed value of the property per Lincoln County regulations which will allow for the recording of an amended plat which would change Parks C & D into single family residential lots. The Planning Staff recommends the commission accept the cash in lieu payment from the developers. **Motion** by Commissioner Bennett to accept Starlight Meadows Subdivision request to accept cash in lieu payment from the developers. Second by Commissioner Peck, motion carried unanimously.

2:00 PM **Eureka Airport Project:** Present were Tim Orthmeyer, Bill Caldwell, Alan Gerstenecker and Nikki Meyer, Eureka via VisionNet.

Tim said the FAA needs a letter from the county stating the Taxiway Lighting Edge Project is substantially complete, therefore, the county is requesting to be allowed to draw down the grant amount up to 97.5%. The pay request is \$19,407.90 to Morrison-Maierle, Inc., \$140,980.95 to Boundary Electric Company plus the 1% State Tax to Boundary for \$1,424.05.

Commissioner Peck asked how much was initially approved for the local share and requested verification on how much the county has paid. Tim said the original local share was \$38,653 minus a \$3,000 state grant.

Commissioner Bennett clarified that if the commissioners allow for a specific amount as a local share in a project, those are firm numbers; if a project goes over, then that overage needs to come out of the airport operating budget.

Darren confirmed the county has paid \$20,465.87 of the local share as of September.

Tim submitted Eureka Airport Layout Plans that are required to be signed by the commission for the Eureka Master Plan. This allows for future FAA projects.

2:30 PM **Meeting adjourned**

LINCOLN COUNTY BOARD OF COMMISSIONERS

Mike Cole, Chairman

ATTEST: _____
Robin A. Benson, Clerk of the Board