

January 5, 2022

The Lincoln County Board of Commissioners met for a regular session on January 5, 2022 in the Lincoln County Courthouse, Libby, Montana. Present were Commissioner Bennett, Commissioner Teske, County Administrator Jim Hammons, and Clerk and Recorder Robin Benson. Commissioner Letcher was excused.

Meeting allows for teleconferencing and VisionNet availability.

Commissioner Bennett opened the meeting with the **Pledge of Allegiance and Prayer**.

9:30 AM **Resolution 2022-04 Rainy Creek Road:** Present were Derrick Perkins, Ray Stout, Tony Penfold, Tom Lane Rebecca Nelson, and Solomon Alcain.

Commissioner Bennett read Resolution 2022-04, limiting access on a superfund site would limit liability to the County and Kootenai Development Company, while not impeding public access. A Road Easement Agreement and Road Maintenance Agreement are attached to the resolution and have been approved by the county attorney. **Motion** by Commissioner Teske to approve Resolution 2022-04 as submitted. Second by Commissioner Bennett, motion carried.

Motion by Commissioner Teske to approve an Easement Agreement between Kootenai Development Company and Lincoln County as submitted. Second by Commissioner Bennett, motion carried. **Motion** by Commissioner Teske to approve a Road Maintenance Agreement between Kootenai Development Company and Lincoln County as submitted. Second by Commissioner Bennett, motion carried.

Commissioner Bennett asked for public questions or comment; there were none.

9:45 AM **Community Action Partnership of NW Montana Lease:** Present were Derrick Perkins, Ray Stout, Tony Penfold, Tom Lane Rebecca Nelson, and Solomon Alcain.

The commissioners approved the annual lease agreement between Community Action Partnership of Northwest Montana (CAPNM) and Lincoln County for one year. CAPNM will continue to lease a portion of the North Annex building and parking lot, designated for office purposes. Lease is \$280.00/month. **Motion** by Commissioner Teske to approve the lease agreement as submitted. Second by Commissioner Bennett, motion carried.

10:00 AM **USFS:** Cancelled

10:30 AM **Administrative Issues:** Present were Weed Department Director Mike Bradeen, Tom Lane, Derrick Perkins, Tony Penfold, Ray Stout and Rebecca Nelson.

- Mike explained the \$7500 grant from the Montana Department of Agriculture for the purchase and installation of a ductless heating and air conditioning system for the new offices at the weed shop. The estimated cost for installation and materials is \$7,396. Mike further explained that last summer's extreme heat, damaged computer equipment when temperatures exceeded 100 degrees in the shop. Mike submitted annual grants for Tansy Ragwort and Rush Skeleton weed management for signature. All three grants are through the Montana Department of Agriculture. **Motion** by Commissioner Teske to approve annual grants for Tansy Ragwort and Rush Skeleton Weed Management and to move forward with the grant for \$7,500 as presented. Second by Commissioner Bennett, motion carried.
- Robin submitted the minutes for December 15, 2021 regular meeting for approval. **Motion** by Commissioner Teske to approve minutes as submitted. Second by Commissioner Bennett, motion carried.
- Robin submitted annual resolutions as follows:
 - 2022-01 Employee Holiday and Travel Rates
 - 2022-02 Public Posting Locations
 - 2022-03 Commissioner Meeting Dates

Motion by Commissioner Teske to approve Resolutions 2022-01, 2022-02, and 2022-03 as presented. Second by Commissioner Bennett, motion carried.

- Commissioner Bennett commented that historically the Lincoln County Commissioner Chair assumes that position for two years. Commissioner Bennett will remain the Chair for 2022.

All resolutions can be viewed in their entirety on the county website: <http://www.lincolncountymt.us/clerk-and-recorder/clerk-and-recorder-home>

10:45 AM **Public Comment Time:** There were no public comments.

11:00 AM **Robyn King, Yaak Community Hall:** Present were James Niemi, Derrick Perkins, Ray Stout, Tom Lane and Rebecca Nelson.

Robyn talked about the history and much needed repairs for the Yaak Community Hall, an established, historic landmark community center in the Yaak which has served the community for almost 100 years. The foundation is beginning to sink and needs repair. The Yaak Community Association is seeking grant opportunities and is asking Lincoln County to serve as the fiscal sponsor for the Yaak Community Hall.

Commissioner Bennett expressed that within grants there may or may not be claw back language and the concern is language that makes the county liable if the grant requirements are not met. Commissioner Bennett asked for a contractual agreement or MOU; something for the commissioners to review and approve.

11:15 AM **Angel Island Bridge Bid Opening:** Present were Mike Fraser, James Niemi, Lynn Edwards, Bonnie Surrell, Terrell Thomas, Brian Hoyle, Derrick Perkins, Tom Lane, Ray Stout, and Rebecca Neslon.

Mike Fraser opened bids received from:

- Razz Construction, \$749,454.00, all conditions met.
- Thompson Contracting, \$346,336, all conditions met.
- Camas Creek Contracting, \$600,036, all conditions met.

Mike briefly reviewed each bid with the commissioners and recommended the commissioners take bids under advisement while he reviews each bid in-depth and will make a formal recommendation to the board.

11:30 AM **Public Administrator Discussion:** Present were Derrick Perkins, Ray Stout, Tom Lane and Rebecca Nelson. Commissioner Bennett explained the Public Administrator that was appointed in 2021 has moved and therefore, resigned the position. An interim Public Administrator will need to be appointed until the vacancy is filled through the next general election. Commissioner Bennett commented that he will review statutes and determine if a stipend would be appropriate. Commissioner Bennett requested Clerk & Recorder Robin Benson to draw up a resolution to appoint an interim Public Administrator.

11:45 AM **Planning Department, Lakeshore Construction Permit Glen Lake:** Present were County Planner Nick Raines, Kristin Smith, Tom Lane, Derrick Perkins, Ray Stout, and Rebecca Nelson. Nick said property owners are proposing to install a floating dock and gangway connected to an existing pier. Body of Water is Glen Lake and proposed project is located at 604 Glen Lake Drive, Section 27, Eureka. The Planning Department recommends approval of Dale Lakeshore Construction Permit on Glen Lake subject to 5 conditions. Because this is a simple dock meeting all of Lincoln County Lakeshore Construction Regulations, this permit can be issued administratively. However, given the location of the project on Glen Lake, the Planning Department recommends the Board of County Commissioners sign the approved permit.

Kristin gave a history of Section 21, (owned by the Glen Lake Irrigation District), commenting there needs to be conversation regarding clarity and process moving forward with that area.

Motion by Commissioner Teske to approve the Dale Lakeshore Construction Permit subject to 5 conditions and based on Planning Board recommendation. Second by Commissioner Bennett, motion carried.

12:00 AM **Meeting Adjourned**

LINCOLN COUNTY BOARD OF COMMISSIONERS

Jerry Bennett, Chairman

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