

**NOTICE OF PUBLIC HEARING
LINCOLN COUNTY BOARD OF COMMISSIONERS
RESOLUTION 2025-25**

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Lincoln County, Montana, will hold a public hearing to receive public comment on **Resolution 2025-25, A Resolution of the Board of County Commissioners of Lincoln County, Montana, For the Purpose of Rescinding Resolution 999 and Providing for the Organization of the Lincoln County Port Authority Board of Commissioners Thereof.**

The proposed resolution would rescind Resolution 999 (adopted January 24, 2018) and restructure the Lincoln County Port Authority (LCPA) Board of Commissioners to include **up to seven (7) members, with one (1) member being a sitting Lincoln County Commissioner and up to six (6) citizen members at large**, in alignment with recently updated LCPA bylaws. The intent is to ensure increased public representation and efficient governance of the LCPA.

The public hearing will be held on **Wednesday, July 9, 2025, at 11:00 a.m.** in the **Commissioners' Chambers, Lincoln County Courthouse, 512 California Avenue, Libby, Montana.**

All interested persons are encouraged to attend the public hearing and provide comment. Written comments may also be submitted prior to the hearing by mail to the Lincoln County Commissioners, 512 California Avenue, Libby, MT 59923, or by email to commissioners@lincolncountymt.us.

A full copy of the proposed resolution is available for public inspection at the Lincoln County Clerk and Recorder's Office 512 California Ave. Libby, MT 59923, phone (406) 283-2317 or on the county's website at **www.lincolncountymt.us**.

Dated this 17 day of June, 2025.

By Order of the Lincoln County Board of Commissioners
Lincoln County, Montana

To be published in **KVR & TVN** on **June 25, 2025** and **July 2, 2025**.



LINCOLN COUNTY MONTANA

RESOLUTION 2025-25

**A Resolution of The Board of County Commissioners of Lincoln County, Montana,
For the Purpose of Rescinding Resolution 999 and Providing for the Organization of
the Lincoln County Port Authority Board of Commissioners Thereof**

**THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY,
MONTANA FINDS:**

WHEREAS, on May 14, 2003, the Lincoln County Board of County Commissioners (hereafter "Lincoln County Commissioners") approved Resolution No. 609 creating a local port authority pursuant to Montana state law to be known as the Lincoln County Port Authority ("LCPA");

WHEREAS, pursuant to § 7-14-1101(2), MCA, a board of county commissioners shall by resolution provide for the organization of a port authority board of commissioners by appointing and/or electing not less than five (5) persons as commissioners for terms of five (5) years;

WHEREAS, the Lincoln County Commissioners, as directed in Resolution No. 609, originally established the Board of Port Commissioners (hereafter "Port Commissioners") of the LCPA to be comprised of nine (9) members appointed by the Lincoln County Commissioners with one (1) whom shall be a sitting Lincoln County Commissioner;

WHEREAS, the Lincoln County Commissioners, as directed in Resolution No. 609, retain "the right to amend any provision herein to impose additional provisions as deemed appropriate";

WHEREAS, on January 24, 2018, the Lincoln County Commissioners approved Resolution No. 999, re-forming the LCPA Board of Port Commissioners to be comprised of five (5) persons, with three (3) members including the Lincoln County Commissioners;

WHEREAS, recently, the LCPA Port Commissioners have updated the LCPA bylaws, and have determined that a board of up to seven (7) Port Commissioners comprised of one (1) Lincoln



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County Commissioner and up to six (6) members at large is appropriate to allow for management of the Lincoln County Port Authority and to encourage public representation on the LCPA;

WHEREAS, the Lincoln County Board of County Commissioners agree that it is important that the LCPA Port Commission be comprised of a majority of citizen members to allow for public representation;

WHEREAS, the Lincoln County Commissioners wish to ratify the intent of the Port Commissioners to reorganize the Board of Port Commissioners to conform with the updated and adopted bylaws; and

WHEREAS, the Board of County Commissioners conducted a public hearing on July 9, 2025, to receive public comment on this Resolution. Notice of said hearing was published on June 25, 2025 and July 2, 2025; and

NOW, THEREFORE, BE IT RESOLVED:

1. Pursuant to the authority vested in the Lincoln County Commissioners under § 7-14-1101, MCA, Resolution 999 is rescinded. The LCPA Board of Port Commissioners shall be comprised of up to seven (7) members, one (1) of whom shall be a sitting Lincoln County Commissioner. The LCPA Port Commissioners shall be appointed by the Lincoln County Commissioners for terms of five (5) years.
2. Commissioner Brent Teske has been, and will continue to be, appointed as the sitting Lincoln County Commissioner to the Port Commissioners.
3. The terms and the composure of the LCPA Board of Port Commissioners shall be as follows:

Name	Position	Term Expires
Jerry Bennett	Citizen at large	12/31/2027
Kevin Peck	Citizen at large	12/31/2025
Tony Petrusha	Citizen at large	12/31/2029
Chris Bache	Citizen at large	12/31/2029
Vacant	Citizen at large	--
Vacant	Citizen at large	--
Commissioner Brent Teske	Lincoln County Commissioner	Ongoing

4. The remaining provisions of Resolution 609, passed by this Board in 2003, regarding the duties and powers of the Lincoln County Port Authority, remain in effect as presently constituted, until otherwise amended or repealed by this Board.



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This Resolution shall be in full force and in effect immediately upon its adoption.

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause, or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.
3. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.
4. This Board directs that this resolution be entered into the minutes and signed by the Chair of the Board in accordance with § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

Marcia Boris, County Attorney

Date presented to the Board _____ Approved [] Disapproved [] Amended []

Adopted this _____ day of _____, 2025.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Brent Teske, Chair

ATTEST:

Corrina Brown, Clerk of the Board