

## September 17, 2025

The Lincoln County Board of Commissioners met for a regular session on September 17, 2025, in the Lincoln County Annex, Eureka, Montana. Present were Commissioner Teske, Commissioner Hammons, Commissioner Duram and Clerk and Recorder Corrina Brown.

Zoom participation: Administrative Assistant Nikki Fox, Chanel Geer, DC Orr, Jesse Haag, Kathi Hooper, Melanie Howell, Ray Stout, Scott Shindledecker and Suzanne Resch.

10:00 AM **Administrative Issues/Old Business: Approve Minutes. PILT Claims. Contract Cancellation Letter. Board Updates:** Present was Traci Street.

- Approval of the September 10, 2025 commissioner meeting minutes: **Motion** by Commissioner Duram to approve the minutes from the 10<sup>th</sup>. Second by Commissioner Hammons. No public comment. Commissioner Duram submitted North County Annex attendance list to be recorded. Motion carried.
- Approval of the minutes: **Motion** by Commissioner Hammons to approve the September 11, 2025 commissioner school budget meeting minutes. Second by Commissioner Duram. No public comment. Motion carried.
- PILT claims: Ugrin Alexander Zadick, P.C.-Torgison totaling \$59,480.01. **Motion** by Commissioner Duram to approve the Torgison expenses to Ugrin Alexander Zadick for \$59,480.01. Second by Commissioner Hammons. No public comment. Motion carried. Ugrin Alexander Zadick, P.C.-Magnolia Properties LLC totaling \$3,348.40. **Motion** by Commissioner Hammons to approve the Magnolia Properties LLC vs Lincoln County balance of \$3,348.40. Second by Commissioner Duram. No public comment. Motion carried.
- Commissioner Hammons presented a contract cancellation letter to Candy Clark, a concessionaire at Kootenai Falls County Park due to multiple ongoing lease violations. The lease will be terminated effective September 30, 2025. **Motion** to approve the letter by Commissioner Hammons. Second by Commissioner Duram. Traci Street received clarification that Ms. Clark operates a seasonal concession stand at Kootenai Falls Park and her contract is being terminated and bids will be sought next season. No additional public comments. Motion carried.
- Board Updates:
  - Commissioner Hammons discussed the Board of Health selecting two current members as liaisons for the Superfund groundwater site.
  - Commissioner Duram noted that the National Forest Counties and Schools Coalition met to advocate for including Secure Rural Schools (SRS) funding in the continuing resolution, with outreach efforts directed to Speaker Johnson's office. He thanked the Health Department's ongoing effort to place septic permits online.
  - Commissioner Teske reported that the Port Board met and welcomed new board member Rod Delmus, representing Libby School District per Senate Bill 3 and updated their by-laws accordingly. Discussions included ongoing easement with Family Health and Wellness, a license agreement revision, a utility easement for Noble related to the Industrial Way project connecting to Dawson and Spruce Street and a counteroffer for rail car storage. Updates regarding gathering volunteers for both the swim and fish ponds required fencing installation and state lifeguard requirements, an RC Racers lease revision, review of Fifth Street extension right-of-way safety concerns, a new storage contract for the "Astrodome" storage facility and a contract with Vincent Logging to support habitat research and data collection. One citizen-at-large opening remains on the Port Board.

\*LCPA meeting archives are available at: [lincolncountyportauthority.net](http://lincolncountyportauthority.net)

10:30 AM **Public Comment Time Non-Agenda Items:** Present were Mary Duram and Traci Street.

DC Orr stated he attended Monday's Health Board meeting and expressed his concerns from the five-year review of the Libby groundwater Superfund site. He noted he submitted ten questions during the review but received a response to only one. He expressed frustration over a lack of transparency, particularly regarding the drilling of two industrial use wells on former Port Authority property, which may have exposed the public to contaminated water. He cited potential health risks and called for accountability and action, including proper testing of the wells. He criticized Jason Rappe for not providing water test results or identifying who conducted testing and urged the Health Board to investigate further.

No further public comments were made.

Commissioner Duram reported he also attended the Health Board meeting. He confirmed that Jason Rappe responded and stated that the two wells on the former Port property are located well outside the plume, with monitoring wells positioned between the plume and the wells. He advised the EPA is currently reviewing whether it has the authority to mandate testing, as the wells are outside the plume area and are classified as exempt wells producing 35 gallons per minute or less. He requested that the Board of Health consider how the county might proceed with testing those wells.

\*BOH meeting archives are available at: <https://lincolncountymt.us/health-department-home/board-of-health-minutes/>

10:45 AM **Yorkie Subdivision Final Plat Decision:** Present were Mary Duram and Traci Street.

Jesse Haag, Planning Director, presented Yorkie subdivision final plat stating they have met all conditions of approval and recommended final plat approval. **Motion** by Commissioner Duram to approve the application for final plat based on Planning recommendation. Second by Commissioner Hammons. Jesse responded to the discussion regarding a proposed 40-foot-wide easement on Lot One of the preliminary plat, clarifying that the final plat includes a 20-foot-wide access easement. He noted this easement meets driveway standards and is sufficient due to existing utility easements for water and power serving both lots. No additional public comment. Motion carried.

11:00 AM **Public Hearing: Proposed Amendment to The Eureka Fire Service Area (EFSA) Boundary:** Present were Mary Duram, Ron Hvizdak, Ron Komac, Ron Morgan and Traci Street.

Commissioner Teske presented the history of Resolution 2025-27, a resolution of intent to amend the Eureka Fire Service Area boundary. He advised the first public hearing was held on August 20, 2025 and the second was held today with no public comment received, therefore this will proceed to a resolution at next week's meeting.

11:15 AM **Finalize Intent to Donate Property to the Town of Eureka:** Present were Mary Duram and Traci Street.

Commissioner Duram read the public notice of intent to donate a portion of Lot 25 of the Western Addition to Eureka to the Town of Eureka, property acquired by the County through tax deed. The Town of Eureka consented to accept the donation. No public comment was received. Commissioner Duram then read Resolution 2025-30, authorizing the donation. **Motion** by Commissioner Duram to approve Resolution 2025-30. Second by Commissioner Hammons. It was noted that the property lies within city limits and is currently used as a road. No public comment. Motion carried.

11:30 AM **Yaak Community Hall Renovation Project Bid Selection:** Postponed, as the bidding process is still ongoing.

11:22 AM **Adjourned**

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Brent Teske, Chairman

**ATTEST:** \_\_\_\_\_  
Corrina Brown, Clerk of the Board