

PROCEEDINGS OF CITY COUNCIL MILES CITY, MONTANA

REGULAR COUNCIL MEETING November 24, 2015

7:00 p.m.

CALL TO ORDER

The Regular Council meeting was held Tuesday, November 24, 2015, in the City Hall Conference Room at City Hall, 17 S. 8th Street, Miles City, Montana. Mayor C. A. Grenz called the meeting to order. Council Members present were Ken Gardner, Jerry Partridge, Rachel Sloan, Dwayne Andrews, Susanne Galbraith, John Hollowell, Roxanna Brush and Mark Ahner.

Also present were City Attorney Dan Rice, Police Chief Doug Colombik, Public Works Director Scott Gray, Public Utilities Director Allen Kelm, Fire Chief Gary Warren, Grant Writer/Planner in Training Dawn Colton, Historic Preservation Officer/Grant Writer Connie Muggli, Retired Senior Volunteer Program Director Betty Vail, Consultant David DeGrandpre, Dispatch Cheri Martin and City Clerk/Minute Recorder Lorrie Pearce.

PLEDGE OF ALLEGIANCE

Mayor Grenz led the Council in the Pledge of Allegiance.

APPROVAL OF COUNCIL & COMMITTEE MINUTES

City Council Minutes: 11/10/2015

** *Councilperson Galbraith moved to approve the minutes of the Regular Council Meeting of November 10, 2015, and seconded by Councilperson Gardner. The motion passed by unanimous consent, 8-0.*

REGULAR COUNCIL MEETING November 10, 2015

7:00 p.m.

CALL TO ORDER

The Regular Council meeting was held Tuesday, November 10, 2015, in the City Hall Conference Room at City Hall, 17 S. 8th Street, Miles City, Montana. Mayor C. A. Grenz called the meeting to order. Council Members present were Ken Gardner, Jerry Partridge, Rachel Sloan, Dwayne Andrews, Susanne Galbraith, John Hollowell, Roxanna Brush and Mark Ahner.

Also present were City Attorney Dan Rice, Police Officer Luke Smith, Public Works Director Scott Gray, Public Utilities Director Allen Kelm, Fire Chief Gary Warren, Grant Writer/Planner in Training Dawn Colton, Historic Preservation Officer/Grant Writer Connie Muggli and City Clerk/Minute Recorder Lorrie Pearce.

PLEDGE OF ALLEGIANCE

Mayor Grenz led the Council in the Pledge of Allegiance.

APPROVAL OF COUNCIL & COMMITTEE MINUTES

City Council Minutes: 10/27/2015

** *Councilperson Gardner moved to approve the minutes of the Regular Council Meeting of October 27, 2015, and seconded by Councilperson Galbraith. The motion passed by unanimous consent, 8-0.*

SCHEDULE MEETINGS

None

REQUEST OF CITIZENS & PUBLIC COMMENT

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Blaine Watts, 2815 Tompy Street, representing the Miles City Baseball Association explained the date that Director Gray had given the association, June 15 through June 19 every other year for their tournament, probably wasn't the best date for them. He said that it was the weekend after the Harry Griffith tournament and felt there wasn't enough time to repair the field and get organized. He asked the City to consider the second week in August so the association could have the tournament annually.

Director Gray said that he tried to work with the association by offering them four dates. After going back and forth with the Miles City Baseball Association and the Outlaws with no agreement, he decided to make the decision himself as the Park Administrator.

The consensus of the City Council was that they supported Director Gray's decision, but hoped that a better date that worked for the Miles City Baseball Association could be worked out.

APPOINTMENTS

None

PROCLAMATIONS

None

STAFF REPORTS

Clerk Pearce explained that the annual audit went well. One item that the City had been written up for last year did not make it on this year findings. She was very pleased. She also asked the Council if it wanted to treat the process for filling the two vacant positions in Ward III, the same as last time. The consensus was to advertise and bring all letters of interest to the Council.

Director Kelm announced that there was a water leak in front of the Water Treatment Plant and would not be fixed until midafternoon Thursday. He asked the Public to conserve water.

CITY COUNCIL COMMENTS

Councilperson Gardner wanted to remind the public that cold weather is coming and our four legged friends need adequate food and water.

Councilperson Brush said there was a serious accident in her ward. A pickup truck hit a dirt bike coming out of the Transco property. She said that in the past there had been plenty of signs erected, but were being taken down or vandalized by someone. She didn't know what the answer was, but felt it needed to be controlled. Councilperson Gardner said that Wells Street had the same problem until heavy duty signs (ones that couldn't be torn down) were put up.

Councilperson Hollowell said that he had noticed some lawn leaves were not being bagged but dumped into the street. He reminded everyone that doing this blocks the storm drainage system, and in the spring there will be a drainage problem.

MAYOR COMMENTS

Congratulated Councilperson Hollowell for a well runned campaign and wished him the best of luck. He also asked Council if they see something illegally being done, would they do something about it or just let it go. Most of the Council thought that it was his decision and would do what was appropriate.

STANDING COMMITTEE RECOMMENDATIONS

Recommend approval of Ambulance request payment be reduced to \$15.00

*** Councilperson Galbraith moved to reduce the said ambulance payment to \$15.00 a month and seconded by Councilperson Andrews. The motion passed 6-2 with Councilperson Ahner and Partridge voting no*

BID OPENINGS

502 Marion Street Property

Three bids were received:

- Shannon Molzahn for an amount of \$7,550
- Christopher Todoroff for an amount of \$9,500
- Ed Martin for an amount of \$15,555

*** Councilperson Ahner moved to refer the bids to the Finance Committee and seconded by Councilperson Partridge. The motion passed 8-0*

BID AWARDS

None

PUBLIC HEARINGS

None

UNFINISHED BUSINESS

None

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NEW BUSINESS

A. Renovation of Council Chamber

- ** Councilperson Hollowell moved to accept plan B for the renovation of the Council Chambers, seconded by Councilperson Brush. After a long discussion the motion failed 8-0
- ** Councilperson Hollowell moved to refer the renovation to the Finance Committee for review and seconded by Councilperson Brush. The motion passed 7-1 with Councilperson Ahner voting no.

B. **ORDINANCE NO. 1300: (First Reading) An Ordinance Pursuant to Title 7 Chaper 15 Part 42 of the Montana Code Annotated Establishing the Miles City Downtown Urban Renewal Agency and providing For its Operation**

- ** Councilperson Hollowell moved to approve the Ordinance, by title only, seconded by Councilperson Galbraith and on roll call vote passed 8-0. Mayor Grenz referred the Ordinance to the Finance Committee

C. **RESOLUTION NO. 3863: A Resolution Adopting Findings of Fact and Approving the Amended Plat for the Purpose of Boundary Line Relocation of Lots 2-6 in Block 2 of the Woodland Park Addition to the City of Miles City**

- ** Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Hollowell. On roll call vote the motion passed 8-0. **Resolution No. 3863 passed**

D. **APPROVAL OF OCTOBER CLAIMS**

- ** Councilperson Hollowell moved to approve October claims seconded by Councilperson Galbraith and on roll call vote passed 8-0.

ADJOURNMENT

- ** Councilperson Hollowell moved to adjourn the meeting, seconded by Councilperson Galbraith, and passed unanimously.

The meeting was adjourned at 8:23 p.m.

Finance Committee Meeting Minutes: 11/5/2015

- ** Councilperson Galbraith moved to approve the minutes of the Finance Committee Meeting of November 5, 2015, and seconded by Councilperson Hollowell. The motion passed by unanimous consent, 8-0.

SCHEDULE MEETINGS

Human Resource	December 1 st at 6pm
Planning Board	December 15 th at 6pm
Finance Committee	December 3 rd at 6pm

REQUEST OF CITIZENS & PUBLIC COMMENT

None

APPOINTMENTS

Board of Appeals- Matthew Anderson

- ** Councilperson Hollowell moved to approve the appointment of Matthew Anderson to the Board of Appeals, seconded by Councilperson Galbraith and on roll call vote passed 8-0.

Board of Appeals- (Alternate) Noah Mahan

- ** Councilperson Hollowell moved to approve the appointment of Noah Mahan as alternate to the Board of Appeals, seconded by Councilperson Gardner and on roll call vote passed 8-0.

PROCLAMATIONS

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None

STAFF REPORTS

Director Gray announced that the snow plowing routes had been downloaded on the City's website. He also reminded all residents that it is unlawful to shovel their excess snow on the street.

Director Kelm said that there was a water break between Orr and Seventh Street. The maintenance crew is working on it and it should be fixed by the end of the night. He also showed a couple of bolts that were taken from the mechanic joint on a water line at the water plant. He said they were in bad shape and there needs to be some replacements and repairs.

Planner Colton announced that on December 2nd and 3rd there will be a series of public meetings for the Transportation plan. There will be three focus group meetings, an advisory committee meeting and a public meeting. The public meeting will be at the Miles City Community College on December 2, 2015 and would like to see as many public members attend as possible.

CITY COUNCIL COMMENTS

Councilperson Brush wanted to correct her last statement at the last meeting, when she thanked Fire Chief Warren for the improvements on the Ambulance fund. She also wanted to thank all the Firemen, EMT's, Cameron Duffin, Finance Committee, Chairperson Susanne Galbraith and City Clerk Lorrie Pearce and anyone else she might have missed.

MAYOR COMMENTS

None

STANDING COMMITTEE RECOMMENDATIONS

Accept Ed Martin's bid for purchase of 502 Marion Property

****** *Councilperson Galbraith moved to recommend approving Ed Martin's bid for the amount of \$15,555, and seconded by Councilperson Hollowell. The motion passed 8-0*

BID OPENINGS

None

BID AWARDS

None

PUBLIC HEARINGS

- A. **ORDINANCE NO. 1300: An Ordinance Establishing the Miles City Downtown Urban Renewal Agency and Providing for its Operation; Pursuant to MCA 7-15-4232; Establishing May 12, 2015 as the Effective Date for Tax Increment Financing, Revising City Code Sections 7-46 and 7-56 Through 7-64, and Providing for an Effective Date Thereof**

Mayor Grenz called for comments from proponents three times, then opponents three times and, hearing none, the hearing was closed.

PROCEEDINGS OF CITY COUNCIL

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UNFINISHED BUSINESS

A. **ORDINANCE NO. 1300: An Ordinance Establishing the Miles City Downtown Urban Renewal Agency and Providing for its Operation; Pursuant to MCA 7-15-4232; Establishing May 12, 2015 as the Effective Date for Tax Increment Financing, Revising City Code Sections 7-46 and 7-56 Through 7-64, and Providing for an Effective Date Thereof**

** *Councilperson Galbraith moved to approve the Ordinance, by title only, seconded by Councilperson Andrews and on roll call vote passed 8-0. Ordinance No. 1300 passed*

NEW BUSINESS

A. **RESOLUTION NO. 3861: (First Reading) A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendments of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Retired Senior Volunteer Program Fund 2985**

** *Councilperson Gardner moved to approve the Resolution, by title only, seconded by Councilperson Andrews.*

Director Vail explained the change was made because she had two grants that had two different start dates. These two grants were merged into one and now have a start date of July 1 to match the City's Fiscal Year.

** *The motion passed 8-0*

B. **RESOLUTION NO. 3862: A Resolution, Pursuant to Title 7, Chapter 2, Part 46 MCA, Annexing Certain Contiguous Lands to the City of Miles City, Montana, to-Wit: A Tract of Land Situated in the S1/2NE1/4 of Section 3, T.7N., R.47 E., P.M.M., Custer County, Montana, Being lots 1 and 2 of Block 1 of Baber Meadows Subdivision, According to the Official Plat on File in the Office of the Clerk and Recorder of Said County, Under Document No. 164215, Envelope No. 546A**

** *Councilperson Brush moved to approve the Resolution, by title only, seconded by Councilperson Galbraith.*

Councilperson Ahner was concerned water pressure may be an issue regarding the annexation plan. He believed that the City would be obligated to deliver water to the property.

Director Kelm said that the City is waiting for the capacity development study for options.

Attorney Rice stated that the developer will have to do some infrastructure work and improvements.

Pat Davies, Civil Engineer, Cenex Representative said they are in the process of working with the City, County and water district on the low pressure issues. There are some options worth considering and felt that there are ways to solve the problem to meet all codes and the developer would pay

costs.

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**** On roll call vote passed 8-0. Resolution No. 3862 passed**

C. RESOLUTION NO. 3864: A Resolution of Intention of the City of Miles City, Montana to Increase Rates For the Users of the City's Sewer System

**** Councilperson Gardner moved to approve the Resolution, by title only, seconded by Councilperson Galbraith.**

Director Kelm explained that the proposed raise is not the fair and equitable method as it is too complicated and the rates would have been higher. After working with TSCP, DNRC and Anna Miller it was decided to stay with the current structure, which would be a \$12.56 increase. Compared to Plentywood, Havre, Kalispell, Colstrip, Whitefish, Glendive, Lewistown, Forsyth, Laurel, Livingston, Sidney and Culbertson, Miles City's rates are still lower. The only cities that are lower are Great Falls, Butte, Helena, Billing and Harlowton because those cities are more populated.

**** On roll call vote the motion passed 8-0. Resolution No. 3864 passed**

D. RESOLUTION NO. 3865: A Resolution Authorizing the City of Miles City to Sell Certain Real Property to Ed L. Martin and Helen K. Martin

**** Councilperson Galbraith moved to approve the Resolution, by title only, seconded by Councilperson Brush and on roll call vote passed by a 2/3 vote of 8-0. Resolution No. 3865 passed**

E. RESOLUTION NO. 3866: A Resolution of the City Council of the City of Miles City, Montana to Adopt the City of Miles City Growth Policy Update

**** Councilperson Brush moved to approve the Resolution, by title only, seconded by Councilperson Galbraith and on roll call vote passed 8-0. Resolution No. 3866 passed**

F. RESOLUTION NO. 3867: A Resolution of the City Council of the City of Miles City, Montana Establishing an Annexation and Extension of Services Plan

**** Councilperson Galbraith moved to approve the Resolution, by title only, seconded by Councilperson Brush and on roll call vote passed 8-0. Resolution No. 3867 passed**

G. RESOLUTION NO. 3868: A Resolution Establishing Wages and Salaries for City Employees for Fiscal Year 2015-2016

**** Councilperson Galbraith moved to approve the Resolution, by title only, seconded by Councilperson Gardner and on roll call vote passed 8-0. Resolution No. 3868 passed**

**PROCEEDINGS OF CITY COUNCIL
MILES CITY, MONTANA**

ADJOURNMENT

** Councilperson Galbraith moved to adjourn the meeting, seconded by Councilperson Brush, and passed unanimously.

The meeting was adjourned at 7:40 p.m.


C. A. Grenz, Mayor


Lorrie Pearce, City Clerk