

## **Finance Committee Meeting May 2, 2012**

The **Finance Committee** met May 2, 2012, at 12:00 noon in the City Hall Conference Room. Present were Chairperson Mark Ahner and Committee Members Bill Melnik, Jerry Partridge and Roxanna Brush. Councilperson John Uden was also in attendance. Also present were City Planner Dianna Broadie, Floodplain Administrator Sam Malenovsky, and Recorder City Clerk Becky Stanton.

**Ordinance No. 1239 - An Ordinance amending Ordinance No. 796 to change the zoning of Tract 1 of Certificate of Survey No. 63949, located in the SW1/4 of Section 23, Township 8 North, Range 47 East, M.P.M., Custer County, Montana, From General Commercial District to Industrial, providing for a hearing thereon, and providing an effective date thereof. (Opti-Blend at Valley Drive East)**

*\*\*Committee Member Brush moved to recommend to the City Council to approve the Ordinance, seconded by Committee Member Partridge.*

Chairperson Ahner explained that the Zoning Commission has made recommendations for approval of the Ordinance as it is drafted. City Planner Broadie explained that their current facility is not large enough for their planned facility. They purchased other land on Valley Drive East.

*\*\*Motion carried unanimously, 4-0.*

**Review of Zoning Commission's recommendations related to animal rescue shelters**

*\*\* Committee Member Melnik moved to recommend to the City Council to approve the recommendation, seconded by Committee Member Brush.*

*\*\* Committee Member Brush moved to amend the recommendations in "**Section 24-20 Special Uses (b) Regulations for animal rescue Shelters/animal Foster Care (5) For purposes of determining the total number of allowed animals, litters being rescued shall count the same as adult animals** to read as "**For the purposes of determining the total number of allowed animal, litters under 4 months of age being rescued shall count the same as one adult animal.**," seconded by Committee Member Melnik. Motion carried unanimously, 4-0.*

*\*\* Original motion carried unanimously, 4-0.*

Chairperson Ahner stated that the Public Safety Committee which initially drafted

this language had recommended that certain things be done concerning animal shelters. He then read the recommendations from the Public Safety Committee. They read as follows:

An application should be in a form provided by the Clerk's office and shall contain the following:

- i) Name of permit applicant, address of applicant (where the shelter will be located), and phone number of applicant;
- ii) Declaration by the applicant that they will not exceed eight animals;
- iii) Verification of current rabies vaccination for each animal held in the facility;
- iv) A statement that the applicant will not violate any of the provisions set out in the ordinance regarding animal rescue shelters;
- v) There would not be a fee for filing that application;
- vi) There would be notification sent by the City Clerk's office to all property owners within 250 feet of the exterior boundaries of the property for which the permit is sought;

In considering whether to grant such a permit, the City Council shall consider the following criteria:

- a. An animal rescue shelter shall not have more than eight (8) animals at any given period of time, including personally owned pets
- b. Animal rescue shelters shall not be a for-profit enterprise;
- c. The operator of an animal rescue shelter shall not knowingly accept animals from any jurisdiction outside of Custer County, Montana;

The granting of a permit would require an affirmative of two-thirds vote of the City Council.

Revocation of the permit would occur if there was failure to comply with any of the Animal Control Regulations or Ordinance.

\* \* *Chairperson Ahner moved that the Zoning Commission's recommendations that have been adopted as amended and the Public Safety Committee's recommendations in regards to an animal shelter be incorporated by the City Attorney into one Ordinance, if possible, and be made available to the City Council for its review and approval, seconded by Committee Member Melnik. Motion carried unanimously, 4-0.*

### **Review of Lease Proposal for United Parts and Supply, L. L. C.**

Mr. Dan Rice, attorney for Sam and Doug Ohnstad, explained that United Parts

and Supply is currently in the building of Tire Rama. This building will be torn down when they demolish it later this summer. United Parts wants to lease Parcel 1 of the existing Tire Rama lease and Tire Rama is willing to release that parcel. United Parts wants to lease it with an option to purchase with a lease similar to the Tire Rama Lease.

Chairperson Ahner explained that Tire Rama had subleased to United Parts in previous years. They did not have a problem doing that again but they wanted to wait until they had constructed their new building. It would work best for both parties to each lease from the City.

\* \* *Committee Member Partridge moved to recommend to the City Council to approve the proposed lease with United Parts and Supply, L. L. C as drafted by their attorney, Mr. Rice, with the caveat that the City Attorney would also review it, and also with the amended language stating the City is not responsible for any demolition to existing structures and septic system costs, seconded by Committee Member Melnik. Motion carried unanimously, 4-0.*

### **Requesting approval to go out for bid for Paving in Maintenance District 205**

Chairperson Ahner provided a map and explained the paving would occur on Lincoln Street and Montana Avenue intersection to Edgewood and Merriam by the Headstart Building.

\* \* *Committee Member Brush moved to give the Public Works Department the opportunity to move forward with getting bids for paving in Maintenance District 205 as illustrated on the map, seconded by Committee Member Partridge. Motion carried unanimously, 4-0.*

### **Budget Review Schedule**

Chairperson Ahner explained the schedule is done every year. The reason for the schedule is for the City Clerk's, Council's and the Mayor's benefit. Both the Mayor and City Clerk's office has reviewed it. The major difference between this years and previous year's calendar is to have the Budget Committees preliminary work completed by July 1<sup>st</sup>. The amount of cash carryover will not be available until mid-July so Lighting and Maintenance Districts will not be completed. The Budget Committee will review the Budgets between June 4<sup>th</sup> and June 15<sup>th</sup>.

\* \* *Committee Member Brush moved to approve the Budget Review Schedule, seconded by Committee Member Partridge. Motion carried unanimously, 4-0.*

### **Request of Citizens**

-None

There being no further business, the meeting was adjourned at 1:02 p.m.

Finance Committee:

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Chairperson Mark Ahner

Respectfully Submitted:

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City Clerk Becky Stanton