

**Flood Control Committee Meeting  
March 21, 2012**

The **Flood Control Committee** met Wednesday, March 21, 2012, at 6:00 p.m. in the City Hall Conference Room. Present were Committee Chairperson John Hollowell and Committee Members Susanne Galbraith, Jerry Partridge and Dwayne Andrews. Also present were Mayor Chris Grenz, Floodplain Administrator Sam Malenovsky, Public Utilities Director Al Kelm and Recorder Connie Watts.

**ORDINANCE NO. 1232: AN ORDINANCE AMENDING SECTION 4.7 OF ORDINANCE 1205 TO CLARIFY PROVISIONS REGARDING NOTICE OF VIOLATIONS OF THE MILES CITY FLOODPLAIN ORDINANCE**

*\*\* Committee Member Andrews moved to recommend acceptance of the Ordinance, seconded by Committee Member Partridge.*

Floodplain Administrator Malenovsky explained the purpose of the ordinance was to establish a way to deal with violations of the floodplain regulations, as there is nothing in place right now. The wording in the City's ordinance is taken directly out of the draft model ordinance that the State is working on right now. This wording has been approved by the State, as well as by FEMA.

Chairperson Hollowell stated the ordinance is for the protection of the individual, so people are aware of the repercussions of their choices as it relates to property in the floodplain, but also because our participation in FEMA can be jeopardized if the regulations are not enforced.

*The motion by Committee Member Andrews was then passed unanimously, 4-0, on roll call vote.*

**ORDINANCE NO. 1237: AN ORDINANCE AMENDING SECTION 5.4(B)(3) OF ORDINANCE 1205, THE MILES CITY, MONTANA, FLOODPLAIN ORDINANCE (CODIFIED AS SECTION 12-54(B)(3) OF THE MILES CITY CODE OF ORDINANCES), REGARDING STANDARDS FOR RESIDENCES IN THE FLOODWAY FRINGE, AND PROVIDING AN EFFECTIVE DATE THEREOF**

*\*\* Committee Member Partridge moved to recommend approval of the Ordinance, seconded by Committee Member Galbraith.*

Floodplain Administrator Malenovsky explained this ordinance has not gone before Council yet, and originally began as a way for property owners to comply with the elevation regulations. This ordinance, however, give residents more options than just using fill. The other options offered by this ordinance would include stem walls, pilings or other acceptable means.

The wording in Ordinance 1237 is also taken directly out of the draft model ordinance that the State is working on right now. This wording has also been approved by the State and by FEMA.

*\*\* After discussion, Committee Member Partridge moved to approve the Ordinance as **amended by City Attorney Huss**, which include numbers 2, 3, 6, 7, & 8 of the footnotes (see attached ordinance draft). The motion to amend was seconded by Committee Member Andrews and passed unanimously, 4-0, on roll call vote.*

*The original motion by Committee Member Partridge to recommend acceptance of Ordinance 1237 then passed unanimously, 4-0, on roll call vote.*

### **Community Rating System Updates by Floodplain Administrator**

Floodplain Administrator Malenovsky explained the rating system to the Committee. Twelve communities in Montana participate in the Community Rating System, which awards points to the community for putting on certain informational programs, hosting a flood awareness day, performing maintenance on the dike, etc., which can then be used to lower flood insurance rates in that community. Right now we are at a Class 9, which gives us a 5% reduction in insurance premiums. This can be reclassified every five years, which would be 2014 for Miles City.

A community can set a PPI Board (Program for Public Information) consisting of outside people (realtors, insurance agents, developers, etc.), which would also make the community eligible for 40% extra bonus points.

Mayor Grenz suggested the council set up a PPI board as soon as possible by way of a resolution. Floodplain Administrator Malenovsky will follow up on this.

### **Adjournment**

*\*\* Councilperson Partridge moved to adjourn the meeting, seconded by Councilperson Galbraith and passed unanimously, 4-0.*

There being no further business, the Committee adjourned at 6:35 p.m.

Respectfully Submitted,

Flood Control Committee Chairperson

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Connie Watts, Recorder

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John Hollowell, Chairperson