



CITY OF MILES CITY AGENDA

*Regular Council Meeting
City Council Chambers*

*October 13, 2015
7:00 p.m.*

CALL TO ORDER PLEDGE OF ALLEGIANCE ROLL CALL

1. APPROVAL OF COUNCIL MINUTES/COMMITTEE MINUTES

- | | |
|-------------------------------------|-----------|
| A. City Council Meeting | 9/22/2015 |
| B. Human Resource Committee Meeting | 9/16/2015 |
| C. Public Service Committee Meeting | 9/16/2015 |
| D. Finance Committee Meeting | 9/22/2015 |
| E. Finance Committee Meeting | 10/1/2015 |

2. SCHEDULE MEETINGS

Study Commission Meeting 10/15/2015

3. REQUEST OF CITIZENS & PUBLIC COMMENT

4. APPOINTMENTS

- A. Urban Renewal Agency Board of Commissioners – Permanent Term Appointments
Todd Gillette, President, Community 1st Federal Credit Union – 1 year term
Amy Rolandson, Commercial Loan Officer, Stockman Bank – 2 year term
Brady Patch, Commercial Loan Officer, First Interstate Bank – 3 year term
Brent Leischner, Commercial Loan Officer, US Bank – 4 year term

*The City and fellow Board members would like to recognize and thank Blake Mollman for his year of service as a member of the Miles City Interim Tax Increment Finance District Committee.

*The URA Board of Commissioners will publish a request for letters of interest for one four year term.

5. PROCLAMATIONS

6. STAFF REPORTS

Chief Colombik- Raffle ticket drawing

7. CITY COUNCIL COMMENTS

8. **MAYOR COMMENTS**

9. **COMMITTEE RECOMMENDATIONS**

Public Service Recommendation- Permanent closure of Bridge Street

Finance Committee Recommendation- Approval on purchase of sludge pump for Water Treatment Plant

Finance Committee Recommendation- Approval on sending ambulance write offs to Collection

10. **BID OPENINGS**

BID AWARDS

11. **PUBLIC HEARINGS**

A. **RESOLUTION NO. 3850: A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Treasurer Fund 1000**

B. **RESOLUTION NO 3851: A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the City Hall Maintenance Fund 1000**

C. **ORDINANCE NO. 1299: An Ordinance Adopted Pursuant To The Montana Interim Zoning Statute Contained in Section 76-2-2006 MCA Extending Interim Zoning Ordinance 1290 Pertaining to the Zoning of Sexually Oriented Businesses**

12. **UNFINISHED BUSINESS**

A. **RESOLUTION NO. 3850: *(Second Reading)* A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Treasurer Fund 1000**

B. **RESOLUTION NO 3851: *(Second Reading)* A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the City Hall Maintenance Fund 1000**

C. **ORDINANCE NO. 1299: *(Second Reading)* An Ordinance Adopted Pursuant To The Montana Interim Zoning Statute Contained in Section 76-2-2006 MCA Extending Interim Zoning Ordinance 1290 Pertaining to the Zoning of Sexually Oriented Businesses**

13. **NEW BUSINESS**

A. **COUNCIL HEARING: Interview for Ward II Council Vacancy**

- B. **RESOLUTION NO. 3856: (First Reading) A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the City Shop Fund 6040**
- C. **RESOLUTION NO. 3857: A Resolution of Intention of the City Council of the City of Miles City, Montana to Adopt the City of Miles City Growth Policy Update**
- D. **RESOLUTION NO. 3858: A Resolution Providing for a Capital Improvement Fund for the Airport Service of the City of Miles City**
- E. **LETTER OF SUPPORT: Letter of Support for Montana Main Street Program application to the National Main Street Center asking for sponsorship of a two-day “placemaking” workshop entitled, Cultivating Place in Main Street Communities in Montana. The sponsorship will include access to national expertise, and paid lodging for attendees from Montana Main Street communities, including Miles City.**
- F. **APPROVAL OF SEPTEMBER CLAIMS**
- G. **ADJOURNMENT**

Public comment on any public matter that is not on the agenda of this meeting can be presented under Request of Citizens, provided it is within the jurisdiction of the City to address. Public comment will be entered into the minutes of this meeting. The City Council cannot take any action on a matter unless notice of the matter has been made on an agenda and an opportunity for public comment has been allowed on the matter. Public matter does not include contested cases and other adjudicative proceedings

REGULAR COUNCIL MEETING September 22, 2015

7:00 p.m.

CALL TO ORDER

The Regular Council meeting was held Tuesday, September 22, 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, Dwayne Andrews, Susanne Galbraith, John Hollowell and Roxanna Brush. Council Member Ahner was excused

Also present were City Attorney Dan Rice, Police Chief Doug Colombik, Public Works Director Scott Gray, Public Utilities Director Allen Kelm, Grant Writer/Planner in Training Dawn Colton 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: 9/8/2015

** *Councilperson Galbraith moved to approve the minutes of the Regular Council Meeting of September 8, 2015, and seconded by Councilperson Hollowell. The motion **passed** by unanimous consent, 6-0.*

SCHEDULE MEETINGS

None

REQUEST OF CITIZENS & PUBLIC COMMENT

Dwayne Rude 10 Arrow Circle asked to speak to the Council about several meetings held on the Diamond J development. He said a planning board meeting was held on September 1st covering the site plan review of Diamond J which was a public hearing. At that meeting, several residents of South Gate and himself spoke of their opposition to the development. September 8th where the site plan reviews was approved for Diamond J. There were South Gate residents that spoke of their opposition. On Sept 9th the Miles City Star wrote of their opposition to the development. September 18th there was an article in the Miles City Star in which Councilperson Hollowell stated that there were some South Gate Meadow residents who attended the Miles City Planning Board meeting when the development was

discussed and at that time had no problem with the business going through. He was wondering why Mr. Hollowell decided to change the opinions of those who were against the development.

Councilperson Hollowell said that he made no comment to the paper, and the comment he made at the Council Meeting said some residents.

Mr. Rude wanted to set the record straight and have the public know that there were residents in South Gate that are opposed to the development.

Councilperson Hollowell said for the record that there was some opposition to Diamond J's site plan review for the South Gate area.

Sharon Kearns, 1112 North Montana, presented a petition that was completed at the fair. The petition was for reducing the BNSF speed through town. The petition had 74 signatures. She said she heard several different views on the subject from a wide range of ages, and the petition was really to continue the discussion of the increased speed. She thought that the City could find a lot of support from North Dakota and South Dakota since there had been derailments in those states. She added that the City could have discussions publicly to put some pressure on BNSF and our representatives, and that doing nothing is giving consent.

Mayor Grenz said that he had been working on a Town meeting with some State Representatives and Senators.

Ms. Kearns said all surrounding communities were not being treated the same and Miles City is the only City the train is traveling 60mph through town.

Debbie Hanson, 1002 Pleasant Street, said that Miles City is the only town that the train is going 60 mph through town because somehow the town of Forsyth got BNSF to slow down to 45 mph. She didn't think BNSF was being a good neighbor nor were they worried about safety. She added that the City needs to have a bigger conversation with BNSF and make it public.

Both Kearns and Hanson asked Council and the Safety Board to take the subject more seriously.

APPOINTMENTS

City/County Health Board – Donna Faber

****** *Councilperson Brush moved to approve Donna Faber as a City/County Health Board member, and seconded by Councilperson Galbraith. The motion **passed** by unanimous consent, 6-0.*

City/County Health Board - Amber Trenka

- ** *Councilperson Brush moved to approve Amber Trenka as a City/County Health Board member , and seconded by Councilperson Galbraith. The motion passed by unanimous consent, 6-0.*

PROCLAMATIONS

None

STAFF REPORTS

Director Gray updated Council on the Safe Route to School project:

- There will be an inspection tomorrow for substantial completion, after that there will be some items on the punch list
- A few details to work out with the contractor and the property owners
- Snow removal will be the property owners responsibility
- In the winter the City will start cleaning the roads in front of residential areas, but not the sidewalks.
- Warned everyone, if vehicles are parked on the sidewalk it is a violation and could be a ticketed offense

Councilperson Galbraith thanked Tara Andrews for writing the grant.

Chief Colombik reported:

- There has been a significant drug arrest
- Dispatchers are doing a tremendous job
- City's auction will be late October

CITY COUNCIL COMMENTS

Ken Gardner: Commended the Maintenance crew for reacting so fast to a recent broken water line on the North side of town. He said everyone worked diligently until the job was completed.

MAYOR COMMENTS

A letter was received from Scout Troop 222 commending Hannah Nash on her presentation on Bullying.

STANDING COMMITTEE RECOMMENDATIONS

Public Service Committee – First Interstate Bank: Building site plan

Councilperson Partridge encouraged Council to approve the continuation of the First Interstate Bank building site plan

Director Gray said that First Interstate Bank is purposing extending Dickinson Street with Moorhead from the college out to Haynes Ave to bring traffic into their site and the college. They would build the road to specification and in return donate the street to the City. He added that the City cannot accept the street until the final Platt is approved.

Steve Nesterak representative of First Interstate Bank added that he wanted to thank Al Kelm and Scott Gray for all the hard work that's been done on this project. First Interstate Bank had submitted a permit application for approval which will take about three weeks and hopefully have a site and road plan to submit soon.

BID OPENINGS

None

BID AWARDS

None

PUBLIC HEARINGS

- A. RESOLUTION NO. 3842: A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Water Fund 5210 and Sewer Fund 5310**

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

UNFINISHED BUSINESS

- A. RESOLUTION NO. 3842: *(Second Reading)* A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Water Fund 5210 and Sewer Fund 5310**

**** *Councilperson Galbraith moved to approve the resolution by title only and seconded by Councilperson Gardner. The motion passed 6-0***
Resolution No. 3842 passed

NEW BUSINESS

- A. RESOLUTION NO. 3843: A Resolution to Establish an Urban**

Renewal Agency Pursuant to Title 7 Chapter 15 Part 42 of the Montana Code Annotated to be Known the Miles City Downtown Urban Renewal Board of Commissioners and to Act as an Advisory Board Only to the Miles City City Council

****** *Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Brush and on roll call vote passed 6-0. Resolution No. 3843 passed*

B. RESOLUTION NO. 3844: A Resolution Approving the Deferment of the Water Connection and Development Fees and Sewer development Fee For the Miles City Livestock Commission

Director Kelm explained that the \$5,280 is a cost that would be deferred for development and connection fees for one year. This would allow the business to get back on their feet, and would be one less bill for them to pay right away.

****** *Councilperson Gardner moved to approve the Resolution, seconded by Councilperson Galbraith and on roll call vote passed 6-0. Resolution No. 3844 passed*

CONSENT AGENDA

Mayor Grenz asked for a motion to suspend the rules for items C thru G to a consent agenda.

****** *Councilperson Galbraith moved to suspend rules for a consented agenda, to approve items C thru G, seconded by Councilperson Brush and on roll call vote passed 6-0*

C. RESOLUTION NO. 3845: A Resolution Approving a Short Form of Agreement Between Owner and Engineer for Professional Services With Dowl HKM Engineering, For the Provision of Engineering Services to the City of Miles City for a 5-Year Period

D. RESOLUTION NO. 3846: A Resolution Approving a Short Form of Agreement Between Owner and Engineer for Professional Services With Interstate Engineering, Inc., For the Provision of Engineering Services to the City of Miles City for a

5-Year Period

- E. RESOLUTION NO. 3847: A Resolution Approving a Short Form of Agreement Between Owner and Engineer for Professional Services With Kadrmas, Lee & Jackson D/B/A KLJ, For the Provision of Engineering Services to the City of Miles City for a 5-Year Period**
- F. RESOLUTION NO. 3848: A Resolution Approving a Short Form of Agreement Between Owner and Engineer for Professional Services With Robert Peccia & Associates, For the Provision of Engineering Services to the City of Miles City for a 5-Year Period**
- G. RESOLUTION NO. 3849: A Resolution Approving a Short Form of Agreement Between Owner and Engineer for Professional Services With Sanderson Stewart, For the Provision of Engineering Services to the City of Miles City for a 5-Year Period**

****** *Councilperson Galbraith moved for the approval of consented agenda C thru G, seconded by Councilperson Andrews. The motion passed on roll call vote 6-0,
Resolution No. 3845,3846,3847,3848 and 3849 passed*

- H. RESOLUTION NO. 3850: (First Reading) A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the Treasurer Fund 1000**

****** *Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Brush and on roll call vote passed 6-0.
Resolution No. 3850 passed first reading*

- I. RESOLUTION NO. 3851: (First Reading) A Resolution Pursuant to 7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Increase Budgeted Amounts in the City Hall Maintenance Fund 1000**

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

****** *Councilperson Brush moved to amend the original motion to*

change all wordings from Treasurer Fund to City Hall Fund, seconded by Councilperson Hollowell. The motion passed by roll call vote 6-0 **Resolution No. 3851 passed first reading**

*** Councilperson Gardner's original motion passed 6-0*

J. RESOLUTION NO. 3852: A Resolution Granting A Revocable License to Carla Dickerson, Patricia Sax, Laura Sax, Mark Sax, and Glenn Sax, For the Installation of a Sewer Service Line in the Right of Way Area at the Intersection of Wells Street and North Fifth Street

Director Kelm explained that the house has City water, but is on a septic system. The owner would like to remove the septic system and connect to City sewer. The piping would come down the East side of Fifth Street to hook up to the City line. The lines would be a 2 inch service line not a main line.

*** Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Gardner. By roll call vote the motion passed 6-0* **Resolution No. 3852 passed**

K. RESOLUTION NO. 3853: A Resolution Relating to \$59,703 for the City of Miles City Special Improvement District No. 211 Bond; Fixing the Form and Details and Providing for the Execution and Delivery Thereof and Security Therefor

*** Councilperson Brush moved to approve the Resolution, seconded by Councilperson Galbraith. By roll call vote the motion passed 6-0* **Resolution No. 3853 passed**

L. RESOLUTION NO. 3854: A Resolution Approving A Short Form of Agreement Between Owner and Engineer for Professional Services Between the City of Miles City, Montana, and Interstate Engineering, Inc., for Development of the Miles City Long Range Transportation Plan

Councilperson Galbraith said that the Finance Committee recommended approval. She added that the plan will cost \$122,000, but 80% will be covered by the Department of Transportation and the Planner has applied for a CDBG grant for \$20,000. In the worst scenario the study will cost the City \$26,000 and the best scenario would be \$6,000

****** *Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Andrews. By roll call vote the motion passed 6-0*
Resolution No. 3854 passed

M. RESOLUTION NO. 3855: A Resolution Authorizing the City of Miles City to Enter Into A Montana Department of Commerce Coal Board Contract to Assist in Funding the Frank Wiley Miles City Airport Improvement Project

****** *Councilperson Galbraith moved to approve the Resolution, seconded by Councilperson Gardner. By roll call vote the motion passed 6-0*
Resolution No. 3855 passed

N. ORDINANCE NO. 1299: (First Reading) An Ordinance Adopted Pursuant to the Montana Interim Zoning Statute Contained in Section 76-2-306 MCA Extending Interim Zoning Ordinance 1290 Pertaining to the Zoning of Sexually Oriented Businesses

****** *Councilperson Gardner moved to approve the Ordinance, seconded by Councilperson Brush. By roll call vote the motion passed 6-0*
Ordinance No. 1299 passed first reading and was referred to Finance Committee

O. Approval of Cowtown Agriculture to Create Diagonal Parking on 5th Street

****** *Councilperson Brush moved to approve the diagonal parking on Fifth Street, seconded by Councilperson Gardner.*

Councilperson Brush said it was approved by the planning board. The boards concerns were:

- Along Pleasant Street: The owner said a sidewalk will be installed and their product would be move behind the sidewalk
- Trucks would be loading and offloading on Fifth Street. Director Gray said the trucks will access on fifth street and exit on Pleasant street.

****** *Councilperson Brush moved to amend her original motion to include a sidewalk on Pleasant Street as a condition, seconded by Councilperson Gardner and passed 6-0*

ADJOURNMENT

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

The meeting was adjourned at 8:20 p.m.

C. A. Grenz, Mayor

Lorrie Pearce, City Clerk

Human Resources Committee
September 16, 2015

The **Human Resources Committee** met Wednesday, September 16, 2015, at 6:00 p.m. in the Conference Room at City Hall. Present were Chairperson Roxanna Brush, Committee Members Mark Ahner and Ken Gardner. Also present was Deputy City Clerk/Committee Recorder Linda Wilkins. No Audience

Committee Chairperson Brush called the meeting to order.

1. Approval of Deputy City Clerk/Human Resource Officer job description.

Chairperson Brush asked Deputy City Clerk Linda Wilkins to speak on the subject:

She stated it is a good practice to have a separation of duties between Human Resources and the Payroll Clerk. This new Job description combines duties of the Deputy City Clerk and HR Officer, ensuring the city is in compliance with state, federal, and local regulations.

There was discussion regarding the wording of the job description. Committee Member Ahner went through the language of the job descriptions and changes were made to the language and noted by Recorder Linda Wilkins.

***Committee Member Ahner moved to approve The Deputy City Clerk/Human Resource Officer job descriptions with changes that were discussed during the course of the meeting. The motion was seconded by Committee Member Gardner.*

There was discussion concerning City Attorney Dan Rice reviewing the job description and the committee members determined this was not necessary. Committee Member Gardner agreed the separation of duties would provide good checks and balances.

***On original motion, motion passed unanimously.*

2. Approval of Accounting/Payroll Clerk job description

There was discussion regarding the wording of the job description. Committee Member Ahner went through the language of the job descriptions and changes were made to the language and noted by Recorder Wilkins.

***Committee Member Ahner moved to approve the Accounting/Payroll Clerk job description with changes as recommended. The motion was seconded by Committee Member Gardner. Motion passed unanimously.*

3. Request of Citizens

None

4. Committee Member Comments

None

5. Adjournment

***Chairperson Brush moved to adjourn the meeting. The motion was seconded by committee Member Gardner and passed.*

The meeting was adjourned at 6:28 p.m.

Respectfully submitted,

Recorder Linda J. Wilkins

Chairperson Roxanna Brush

Public Services Committee Meeting September 16, 2015

The Public Services Committee met Wednesday, September 16th, 2015, at 6:00 pm in the Council Chambers. Present were Committee Members Jerry Partridge, John Hollowell and Susanne Galbraith. Councilperson Duane Andrews was excused. Also present was Utility Works Director Scott Gray and Committee Recorder/City Clerk Lorrie Pearce.

Committee Member Partridge called the meeting to order.

1. First Interstate Bank: Building Site Plans on Haynes Avenue

****** *Committee Member Galbraith moved to recommend to Council approval of the street access plan. The motion was seconded by Committee Member Partridge.*

First Interstate Vice President of Corporate Real Estate Stephen Nesterak explained the process of building the new branch on Haynes Avenue:

- Land was bought this past spring
- Working with Miles Community College and adjoining neighbors to build a road to where everyone would have access to it
- Submitted a request to the Department of Transportation for approval of a new curb cut to grant wider easement. Request was submitted last week and will take approximately 30 days for an approval
- Created an alignment for a suitable access street for Miles Community College and the bank
- 60 foot wide easement on Southside was the long term goal of the College, but the land was purchased by someone else
- 400 feet is the length of the road that First Interstate would build and then be dedicated to the City upon completion

****** *Committee Member Galbraith moved to recommend to Council approval of the street access plan. The motion was seconded by Committee Member Partridge.*

Committee Member Hollowell asked if there was going to be parking on the street. Representative Nesterak said that there will be no parking on the street.

Director Gray said that he liked the plan and the 60 foot easement would allow for a wide enough street for access and the drainage ditch would help with water and snow removal problems. The road will bring traffic right into the College and the City would be able to receive extra gas tax revenue for the street. He also mentioned that there will be an increase of traffic, and though the College would be acceptable to it.

Director Gray added that the Council cannot accept the street until the Platt is approved.

*** Motion then passed unanimously.*

2. Closure of Bridge Street:

County Commissioner Jason Strouf asked the City to permanently close one block of Bridge Street where it intersects with 10th street and over to 11th street. The reasons are the following:

- Negative to business impact
- Taking spaces for surrounding business's and Courthouse
- Safety for the Senior Citizens at the Drop in Center when traveling from their vehicle to the center. He said the traffic coming around the corner is a hazardous situation, and also the traffic exiting the law center on the south side would be backing into the street area as an exit
- Could create 55 parking spot, with the intent of Courthouse employees parking there

Committee Member Hollowell thought it would help free up the parking around the Courthouse, but would miss using the street.

Committee Member Partridge said if the closure is for the safety of elders, then is the City and County going to close all streets for safety purposes.

County Commissioner Kevin Krausz said that there is a 10 mile an hour speed limit, but no one abides by it. He thought that was a safety hazard for the senior citizens crossing the streets.

County Commissioner Keith Holmlund added that the gravel road would stay open.

Committee Member Galbraith said that she would support the closure at this time and let Council decide.

Director Gray said that the 10 mile per hour speed limit was established for a reason and needs to be enforced. He added that the cut across road could be taken away at any time, and closing the road would cause three more turns for drivers coming from Bridge Street going to North Montana. He said every time that a turn is added, you add the increase of an accident.

*** Committee Member Galbraith moved to recommend to Council approval of the closure of Bridge Street. The motion was seconded by Committee Member Hollowell. The motion passed 2-1, with Committee Member Partridge voting no.*

3. REQUEST OF CITIZENS/PUBLIC COMMENT:

-None.

ADJOURNMENT

- ** Having no further business, *Committee Member Galbraith moved to adjourn, seconded by Committee Member Hollowell and passed unanimously, 3-0.* The meeting was adjourned at 6:25+ p.m.

Respectfully Submitted:

Jerry Partridge, Chairperson

Lorrie Pearce, Recorder

Finance Committee Meeting September 22, 2015

The Finance Committee met Wednesday, September 22, 2015, at 6:00 p.m. in the City Hall Conference Room. Present were Committee Chairperson Susanne Galbraith and Committee Members Dwayne Andrews and John Hollowell.

Also present were Public Works Director Scott Gray, Grant Writer/City Planner in Training Dawn Colton and Committee Recorder/City Clerk Lorrie Pearce.

Committee Chairperson Galbraith called the meeting to order.

1. Request of Citizens:

-None.

2. Discussion and recommendation on quotes to purchase pickup to replace Public Works van for Engineering & Operations

Director Gray said that the purchase of the pickup was approved in his budget for \$40,000. He received three bids:

- Notbohm- A 2015 Chevrolet Silverado 1500 4WD for an amount of \$35,480.00
- Deluxe Motors- A 2015 Ram 1500 Crew Cab 4x4 for an amount of \$31,861
- Mac's Frontierland- A 2015 F-150 4x4 Supercrew for an amount of \$34,581

He felt the specifications were comparable, but only the Chevy and Dodge would fit into The City's garage. He recommended to the Committee to purchase the Dodge Ram.

*** Committee Member Andrews moved to approve the purchase of the Dodge Ram for an amount of \$31,861. The motion was seconded by Committee Member Galbraith. The motion passed 3-0*

3. Discussion and recommendation on quotes to purchase tractor with tiller attachment for Parks Department

Director Gray said that the purchase of the tractor was approved in his budget for \$20,000. He asked for three bids, and received two, one from Horizon Implement/John Deere for an amount of \$14,273.00 and one from Bobcat/Kioti for an amount of \$12,500. He did not receive a third bid from Kubota. Although the John Deere was higher, he felt the motor was better and would last more years than the Kioti, so he recommended to the Committee to purchase the John Deere.

*** Committee Member Hollowell moved to approve the purchase of the John Deere tractor for an amount of \$14,273. The motion was seconded by Committee Member Andrews. The motion passed 3-0*

4. Discussion and recommendation on quotes to purchase mower with bagger attachment for Parks Department

Director Gray said that the purchase of the mower with bagger attachment was approved in his budget for \$20,000. He received three bids:

- Horizon Implement/John Deere for an amount of \$13,425.05
- Bobcat/Gravely for an amount of \$17,998.00
- Midland Implement/Toro for an amount of \$19,892

He explained that the Gravely brand and the Toro were diesel and the John Deere was gas. He recommended to the Committee to purchase the John Deere.

*** Committee Member Hollowell moved to approve the purchase of the John Deere mower with bagger attachment for an amount of \$13,425.05, seconded by Chairperson Andrews. The motion passed 3-0*

5. RESOLUTION NO. 3854: A Resolution Approving A Short Form Of Agreement Between Owner And Engineer For Professional Services Between The City Of Miles City, Montana, And Interstate Engineering, Inc., For Development Of The Miles City Long Range Transportation Plan

Grant Writer Colton explained that the traffic study was approved in the budget for an amount of \$150,000. She added that Montana Department of Transportation will pay 80% of the study and she had applied for a \$20,000 grant from CDBG.

Committee Member Andrews asked if the City was committed to the whole \$122,000. Grant Writer Colton said yes.

Mayor Grenz asked why now, and will the traffic study get us more grants.

Grant Writer Colton explained that if the City completes the study, it will help with getting more grants by showing a commitment to the project. She said the study will cover traffic on Haynes Avenue, Horizon Parkway and Highway 59, and these roads were never studied by the State.

*** Committee Member Hollowell moved to recommend to Council to approve the Resolution, seconded by Chairperson Galbraith. The motion passed 3-0*

6. Adjournment

*** Committee Member Andrews moved to adjourn the meeting, seconded by Committee Chairperson Galbraith and passed unanimously, 3-0.*

The meeting was adjourned at 6:30 p.m.

Susanne Galbraith, Chairperson

**Lorrie Pearce
Recorder/City Clerk**

Finance Committee Meeting October 1, 2015

The Finance Committee met Wednesday, October 1, 2015, at 6:00 p.m. in the City Hall Conference Room. Present were Committee Chairperson Susanne Galbraith and Committee Members Dwayne Andrews and John Hollowell.

Also present were Public Utilities Director Al Kelm, Fire Chief Gary Warren Water/Waste Water Plant Supervisor Dave Harris, Mayor Grenz, Historic Preservation Officer/Grant Writer Connie Muggli and Committee Recorder/City Clerk Lorrie Pearce. Committee Chairperson Galbraith called the meeting to order.

1. Request of Citizens:
-None.

2. Discussion and recommendation on quotes to purchase sludge pump for Water Treatment Plant

Supervisor Harris said that the sludge pump at the water treatment plant was over forty years old and had a hole or crack in the drive shaft. He received an estimated bid to repair the pump for \$10,000. Two bids were received for a new one:

- Power Service: \$10,145 plus shipping \$450 for a total of \$10,695
- Falcon: \$14,861- this includes shipping

Director Kelm said they were both exact pumps, and recommended purchasing the pump from Power Service because the company is local.

*** Committee Member Andrews moved to approve the purchase of the pump. The motion was seconded by Committee Member Hollowell. The motion passed 3-0*

3. Discussion and recommendation on ambulance write offs

Clerk Pearce said that there was \$13,765.50 of new write offs to send to collections.

*** Committee Member Hollowell moved to recommend to Council to approve sending the ambulance write offs to collection. The motion was seconded by Committee Member Andrews. The motion passed 3-0*

4. ORDINANCE NO. 1299: An Ordinance Adopted Pursuant to the Montana Interim Zoning Statute Contained in Section 76-2-306 MCA Extending Interim Zoning Ordinance 1290 Pertaining to the Zoning of Sexually Oriented Businesses

Grant Writer Muggli said that the Ordinance replaces and extends the Ordinance that was passed April 14, 2015 for one year. The extension allows time to study all areas within City limit until an area is found to zone for this type of business. She said four areas had been identified that may be appropriate, but after a survey was completed, three areas had been omitted and the one area that fit all the Supreme Court criteria's is behind four bees. She

added that Supreme Court ruling says that the City has to allow the business to be somewhere in the City limits.

** *Committee Member Hollowell moved to recommend to Council approval of Ordinance 1299, seconded by Chairperson Galbraith. The motion passed 3-0*

6. Adjournment

** *Committee Member Hollowell moved to adjourn the meeting, seconded by Committee Member Andrews and passed unanimously, 3-0.*

The meeting was adjourned at 6:20 p.m.

Susanne Galbraith, Chairperson

**Lorrie Pearce
Recorder/City Clerk**

QUOTATION

FALCON ENVIRONMENTAL CORP.

P.O. BOX 710 • FREDERICK, CO 80530
TELEPHONE (303) 833-9998 • FAX (303) 833-4009

	DATE: October 1, 2015
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Bill To: Miles City , MT. Attn: David Harris, 406.234.1905	Ship To: Miles City, MT.
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BY: Ken Mason	SHIP:	SHIP VIA: Best-Ground	F.O.B. POINT: factory
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ITEM#	QTY	DESCRIPTION	UNIT PRICE	EXTENSION
1	1	Moyno model 2000, 2F065G1CDQ3AAA BARE PUMP, P/N 4069000336 Please allow 11 weeks for shipment after approval	\$14,411.00	\$14,411.00
		Freight charges		\$450.00
		Total order		\$14,861.00

Please issue purchase order to: Falcon Environmental Corp. PO Box 710,
Federick, CO. 80530

Prices are firm for 30 days unless otherwise stated.

Applicable Taxes and Freight are Not included in above price unless otherwise
quoted.

Payment terms: Net 30 days. 1.5% per month added on balances past 30 days.
**Seller reserves the right to collect reasonable attorney fees and court costs
in the event of non-payment.**



Power Service of Montana, Inc.
4025 1st Avenue South
Billings, Montana 59101
Phone: 406-252-8114 Fax: 406-259-3956
Toll Free: 1-800-823-8665
www.powerserviceinc.com

Quotation

Miles City WWTP
2100 Daly Ave.
Miles City, MT 59301
Attn: Mr. Dale Gibson

September 4, 2015
Quote # E08-000231
Phone: 406-234-0715

Re: Replacement Pump to S/N: AS63701

Power Service of Montana, Inc. is pleased to offer the following Moyno pump quote, per your recent request.

(1) Moyno 2000 Series Positive Displacement Pump Model: 2F065G1CDQ3AAA

Pump to include the following:

- Cast Iron castings
- Alloy Steel internals
- Nitrile 70 (NBR) stator
- Standard size rotor with Hard Chrome plating
- Braided Teflon & Graphite Packing
- 8" 125# ANSI FF suction flange
- 8" 125" ANSI FF discharge flange

Total Bare Pump Price: \$10,145.00 each

Lead Time: 6-7 working weeks, ARO

Freight is Ex-Works Springfield, OH. Our terms are Net thirty (30) days with approved credit. Sales tax, freight and installation are not included in this quote. This quotation can be considered valid for (30) days from its date of issuance. If you have any questions please feel free to contact either myself or Brad Amundsen in our Billings office.

Sincerely,
Power Service of Montana, Inc.

Ronnie Schow
Applications Specialist
800-743-4774 ext. 1025

Brad Amundsen
Area Representative
406-698-9520

Clarifications & Exceptions

1. The 2SWG12HCDQ pump is obsolete and no longer available. The 2F065G1 CDQ3AAA is an equivalent pump model in performance to the obsolete pump. There are dimensional differences. Please refer to the pump outline drawings to see the dimensional differences.

TERMS & CONDITIONS

Warranty: Except manufacturer's warranties, all products sold by Power Service, Inc. are sold **AS IS**, without any warranties, either express or implied. Power Service, Inc. does not provide any warranties for goods and services sold by Power Service, Inc. Any description of goods are for identification purposes only and not a representation of any kind. **BUYER WAIVES AND POWER SERVICE, INC. DISCLAIMS ANY EXPRESS OR IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, OTHER THAN AGREED TO IN WRITING.**

Statement of Limited Warranty: Products manufactured and assembled by Power Service, Inc. (Skids, piping, buildings, ASME bottles, etc.) will be free of defects in design, material and workmanship for 18 months after date of shipment or 12 months after startup, whichever comes first. The Power Service, Inc. warranty does not extend to Products not manufactured by Power Service, Inc. or Affiliates. As to those products, Purchaser may proceed upon the terms of the Standard Manufacturer's Warranty. Field modifications by others do not apply to this Fabrication Warranty.

Shipment: Unless specifically stated in writing, Power Service, Inc. is not responsible for delays caused by a manufacturer's failure to ship or reasons that are outside of Power Service, Inc.'s control. Goods are sold F.O.B. Shipping Point unless otherwise agreed to writing. In order to be considered, claims for shipping damage or shortage must be received by Power Service, Inc. within 5 business days of the date of delivery.

Inspection: Buyer may require inspection of the goods and shall notify Power Service, Inc. before transport if there are any defects. If the Buyer does not inspect said goods prior to transport or does not notify Power Service, Inc. of any defects within 5 business days after date of delivery, then Buyer is conclusively deemed to have accepted said goods in good working order and waives all claims against Power Service, Inc.

Terms: Payment is due in US dollars net cash within 30 days from the date of invoice, unless special terms are agreed to in writing. Invoices not paid when due are subject to a service charge of 1.5% per month, until paid. Retention of any amounts due is not allowed unless agreed to in writing. If Buyer does not pay as required or substantially violates any provision herein, then Buyer shall, without further notice, be indebted to and hereby agrees to pay Power Service, Inc. the costs and expenses of collection and/or breach, including reasonable attorney's fees and collection costs.

Limit of Liability/Damages: Under no circumstances shall Power Service, Inc. be liable for consequential or incidental damages of any kind, including, without limiting the generality of the foregoing, lost profits or damage due to delay. Any liability of Power Service, Inc. shall be limited to the price paid by the Buyer.

Cancellation & Returns: Buyer agrees that orders placed and subsequently cancelled are subject to cancellation and/or restocking charges. Written authorization is required prior to the return of any goods for credit.

Taxes: Unless specifically stated on the quote, prices do not include any present or future Federal, State or Local sales, property, use, excise, gross receipts or other taxes resulting from or imposed on any transaction resulting from the quotation. Any taxes will be itemized on invoices and Buyer will promptly remit them to Power Service, Inc. If applicable, Power Service, Inc. will accept valid exemption certificates from the Buyer.

Governing Law & Venue: The rights and obligations of the parties to this quotation and any transaction resulting from it, will be governed by the internal laws of the State of Wyoming. Venue of any action resulting from this quotation or any transaction between the parties shall be in Natrona County, Wyoming, unless Power Service, Inc. elects otherwise.

The terms and conditions contained herein govern the course of conduct between the parties and extend to all transactions between the parties, unless otherwise provided in writing.

Buyer Signature and Title

Date

0019990488
 PHILADELPHIA IN LINE REDUCER

1 3/16" DIA. 12 HOLES
 WHEN LOOKING AT PUMP SHAFT END.

SUCTION ROTATED 90° RIGHT
 WHEN LOOKING AT PUMP SHAFT END.

PHILADELPHIA IN LINE REDUCER
 SIZE 4HLL 3:3IG:1 RATIO

CHANGES

NO.	PREP	DATE	BY	NO.
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				

REVERS ADJUSTABLE BASE
 #95-B-1, MOTOR PULLEY
 #12-15 W/ 1 5/8" DIA. BORE
 5/8" x 3/16" KW, FLAT FACE
 PULLEY 18" OD W/ 1 1/2" DIA.
 BORE 3/8" x 3/16" KW.

BELT # 212900, 90 PITCH 1G, 1REQ'D

PUMP SPEED 160 TO 320 R.P.M.

CERTIFIED FOR
 CUSTOMER: PHILADELPHIA IN LINE REDUCER
 R. A. M., INC. ORDER NO. 3125
 BY: PHILADELPHIA DIVISION DATE: 5-27-72
 MOTOR PUMP DIVISION
 ROBERTS & MYERS, INC.

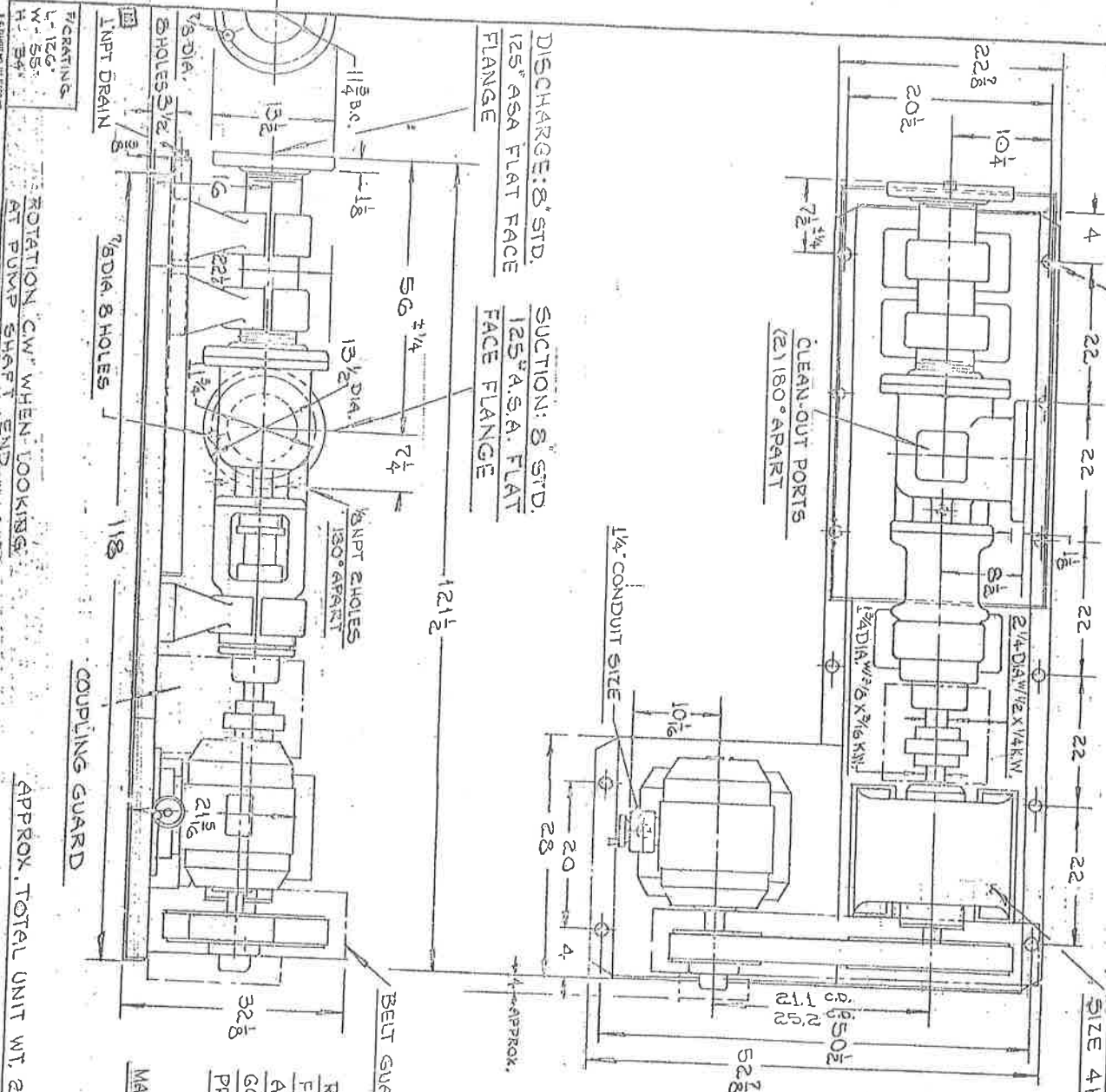
RELIANCE MOTOR
 FR. 254T, 1800 R.P.M.
 455Y FL W/ 15HP 3PH
 60 CYC, 250/460 VOLT
 PROTECTED MOTOR

MARK: PO. 79100A. SLUDGE PUMP

MAY 30 1972

DISCHARGE: 8" STD.
 125" ASA FLAT FACE
 FLANGE

SUCTION: 8" STD.
 125" A.S.A. FLAT
 FACE FLANGE



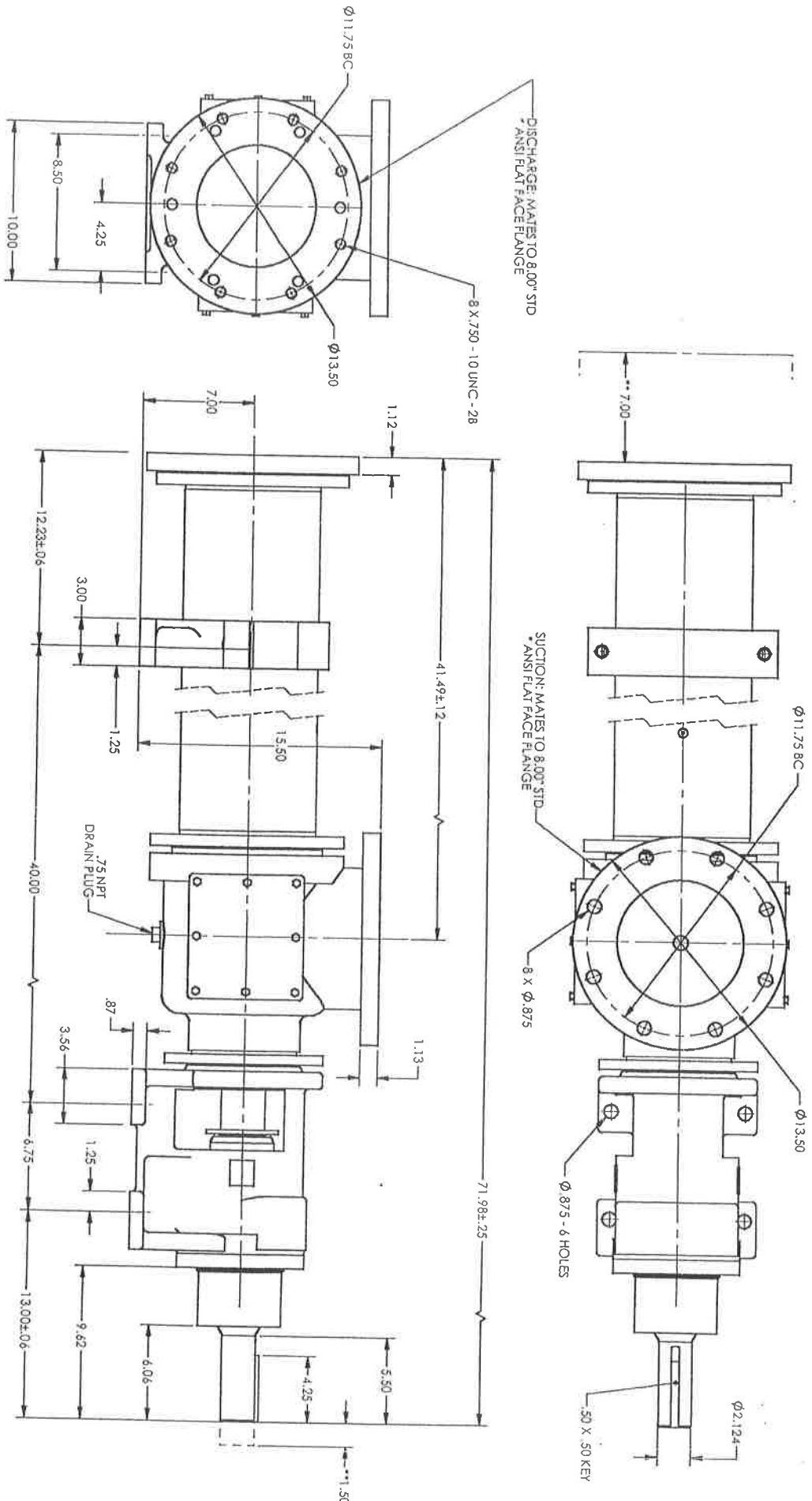
ROTATION C.W. WHEN LOOKING AT PUMP SHAFT END

COUPLING GUARD

BELT GUARD

APPROX. TOTAL UNIT WT. 2,800.
 BASE: 3803303-503

FRANK 25W412H	BRANNON WATERS-19-75
PART ASSEMBLY	THROD
STD. AER. 455Y	DATE
MATERIAL - CS20	ORDER NO.
ROBERTS & MYERS, INC.	3840333700
SPRINGFIELD, OHIO	



REV	DESCRIPTION	DATE	ECN
3	REWORK W/O CHANGES	8/17/2014	--

* 125# - CAST IRON / 150# - STAINLESS STEEL
 ** MINIMUM DIMENSION REQUIRED TO DISASSEMBLE PUMP



UNLESS OTHERWISE SPECIFIED:	
PRIMARY DIMENSIONS IN INCHES	DECIMAL DIMENSIONS IN MILLIMETERS
TOLERANCES - INCHES:	TOLERANCES - MM:
3 PLACE	1 PLACE
2 PLACE	2 PLACE
1 PLACE	3 PLACE
NO DIMS	NO DIMS
RO FINISH	RO FINISH
125 UN	3.2 (125)
BREAK ALL SHARP EDGES & CORNERS (3) (3) MAX	AS CAST TOLERANCES +/- .05 (1.27)

DWN: BJB	DATE: 8/9/2010
CHK: JCE	DATE: 8/13/2010
PDW STATUS: RELEASED	
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MOYNO™

MODEL: 2P06SG1

DESC: OUTLINE

DWG. NO. 3850467300

SCALE: 1:3 FIN WGT: 700.00#

SHEET 1 OF 1

Patient Collections Report

All Companies

MCFR COLLECTION ACCOUNTS

Call Date Range - Oldest Call Date To Most Recent Call Date

Total Page : 46 of 46

Page : 46 of 46

Date : 09/15/2015

Time : 11:04:32

History ID: 22843303

Grand Totals:

Total Patient Accounts on Report:	21
Total Calls on This Report:	22
Total Account Balances For This Report:	\$ 13765.50

Call No	Over 180	Total
15-0031	100.00	100.00
15-0036	676.80	676.80
15-0043	79.50	79.50
15-0064	35.00	35.00
15-0073	961.00	961.00
15-0075	795.00	795.00
15-0078	1591.00	1591.00
15-0079	1072.00	1072.00
15-0095	759.00	759.00
15-0098	680.40	680.40
15-0101	759.00	759.00
15-0106	110.09	110.09
15-0109	159.36	159.36
15-0118	100.00	100.00
15-0122	780.00	780.00
15-0127	735.00	735.00
15-0129	795.00	795.00
15-0132	735.00	735.00
15-0141	1369.00	1369.00
15-0142	765.00	765.00
15-0145	113.18	113.18
15-0174	795.00	795.00
15-0189	100.00	100.00
15-0197	390.40	390.40
15-0200	961.00	961.00
15-0202	100.00	100.00
15-0206	2812.00	2812.00
15-0213	100.00	100.00
15-0236	961.00	961.00
15-0256	1018.40	1018.40
15-0257	782.40	782.40
15-0268	0.00	1260.00
15-0269	0.00	862.30
15-0276	0.00	194.60
15-0278	0.00	112.08
15-0280	0.00	222.50
15-0284	0.00	747.00
15-0288	0.00	172.50
15-0291	0.00	124.10
15-0311	0.00	222.50
15-0319	0.00	109.65
15-0327	0.00	100.00
15-0340	0.00	867.00
15-03	0.00	780.00
15-0342	0.00	1250.85
15-0350	0.00	100.00
15-0386	0.00	759.00
15-0387	0.00	100.00

Call No	Over 180	Total
14-1119	2475.00	2475.00
14-1175	1034.00	1034.00
14-1190	759.00	759.00
14-1195	599.60	599.60
14-1208	681.60	681.60
14-1219	973.00	973.00
14-1244	1101.40	1101.40
14-1279	676.80	676.80
14-1288	947.46	947.46
14-1293	709.00	709.00
14-1315	971.80	971.80
14-1325	110.86	110.86
14-1327	310.78	310.78
14-1337	747.00	747.00
14-1347	75.00	75.00
14-1352	678.00	678.00
14-1366	15.00	15.00
14-1372	94.96	94.96
14-1375	1000.00	1000.00
14-1382	795.00	795.00
14-1385	108.04	108.04
14-1409	678.00	678.00
14-1412	325.00	325.00
14-1428	1153.00	1153.00
14-1435	735.00	735.00
14-1438	250.00	250.00
14-1440	771.00	771.00
14-1442	100.00	100.00
14-1485	100.00	100.00
14-1494	759.00	759.00
14-1498	961.00	961.00
14-1501	15.00	15.00
14-1507	93.87	93.87
14-1512	240.25	240.25
14-1513	795.00	795.00
14-1527	961.00	961.00
14-1541	735.00	735.00
14-1547	820.00	820.00
14-1555	753.00	753.00
14-1559	1582.65	1582.65
14-1579	961.00	961.00
141-1580	330.00	330.00
14-1595	66.22	66.22
14-1604	18.22	18.22
15-0006	227.80	227.80
15-0008	100.00	100.00
15-0014	786.00	786.00
15-0024	861.00	861.00

Call No	Over 180	Total
0800908	325.00	325.00
12-0000344	551.45	551.45
12-0000627	1391.20	1391.20
1201297	593.57	593.57
13-00008	610.10	610.10
13-00081	268.38	268.38
13-00238	625.93	625.93
13-00528	125.49	125.49
13-00623AA	100.00	100.00
13-01004	436.27	436.27
13-01136	60.66	60.66
13-01144	83.53	83.53
13-01267	288.50	288.50
13-01335	344.32	344.32
13-01339	1500.00	1500.00
13-01344	2241.75	2241.75
13-01345	-20.00	-20.00
14-0149	259.21	259.21
14-0197	633.97	633.97
14-0215	1561.35	1561.35
14-0216	100.00	100.00
14-0278	829.44	829.44
14-0427	127.66	127.66
14-0498	582.30	582.30
14-0519	445.98	445.98
14-0557	425.00	425.00
14-0632	217.27	217.27
14-0750	750.60	750.60
14-0757	747.00	747.00
14-0765	250.00	250.00
14-0776	75.90	75.90
14-0787	720.80	720.80
14-0807	66.22	66.22
14-0828	100.00	100.00
14-0829	585.06	585.06
14-0844	66.22	66.22
14-0868	1335.00	1335.00
14-0887	676.80	676.80
14-0888	716.75	716.75
14-0896	716.75	716.75
14-0900	704.75	704.75
14-0938	2458.00	2458.00
14-0956	961.00	961.00
14-0975	108.90	108.90
14-0984	67.52	67.52
14-1016	392.00	392.00
14-1076	66.22	66.22
14-1097	385.20	385.20

Public Hearing

Same as unfinished Business

Public Hearing

Same as unfinished Business

RESOLUTION NO. 3850

A RESOLUTION PURSUANT TO §7-6-4006 OF THE MONTANA CODE ANNOTATED, AUTHORIZING AMENDMENT OF FINAL BUDGET FOR FY 2015-2016 TO INCREASE BUDGETED AMOUNTS IN THE TREASURER FUND 1000.

WHEREAS, the City of Miles City wishes to amend the budget for Fiscal Year 2015-2016 to account for budgeting in the Treasurer fund, for wage increase;

AND WHEREAS, such amendment of the final budget will result in an overall increase in appropriation authority within the General fund ,

AND WHEREAS the provisions of §7-6-4006 MCA require public hearing upon any budget amendment resulting in an overall increase in appropriation authority,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Miles City, Montana as follows:

The appropriations for the Final Budget for Fiscal Year 2015-2016 shall be increased in the following amounts:

Treasurer Fund	
1000-009-410540-111	\$2,000- Wages

BE IT FURTHER RESOLVED that a public hearing shall be held on the above proposed amendment to the Final Budget for Fiscal Year 2015-2016 on the 13th day of October, 2015, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §7-1-4128 MCA, at least 2 times with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 22ⁿ^d DAY OF SEPTEMBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF

MILES CITY, MONTANA, THIS 13th DAY OF OCTOBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk

RESOLUTION NO. 3851

A RESOLUTION PURSUANT TO §7-6-4006 OF THE MONTANA CODE ANNOTATED, AUTHORIZING AMENDMENT OF FINAL BUDGET FOR FY 2015-2016 TO INCREASE BUDGETED AMOUNTS IN THE CITY HALL MAINTENANCE FUND 1000.

WHEREAS, the City of Miles City wishes to amend the budget for Fiscal Year 2015-2016 to account for budgeting in the City Hall Maintenance fund, for repair and maintenance;

AND WHEREAS, such amendment of the final budget will result in an overall increase in appropriation authority within the General fund ,

AND WHEREAS the provisions of §7-6-4006 MCA require public hearing upon any budget amendment resulting in an overall increase in appropriation authority,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Miles City, Montana as follows:

The appropriations for the Final Budget for Fiscal Year 2015-2016 shall be increased in the following amounts:

City Hall Maintenance Fund	
1000-008-411230-360	\$12,000- Repair, Maintenance and Janitorial Services

BE IT FURTHER RESOLVED that a public hearing shall be held on the above proposed amendment to the Final Budget for Fiscal Year 2015-2016 on the 13th day of October, 2015, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §7-1-4128 MCA, at least 2 times with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 22nd DAY OF SEPTEMBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF
MILES CITY, MONTANA, THIS 13th DAY OF OCTOBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk

**ORDINANCE
NUMBER 1299**

AN ORDINANCE ADOPTED PURSUANT TO THE MONTANA INTERIM ZONING STATUTE CONTAINED IN SECTION 76-2-306 MCA EXTENDING INTERIM ZONING ORDINANCE 1290 PERTAINING TO THE ZONING OF SEXUALLY ORIENTED BUSINESSES.

WHEREAS, the City Council of the City of Miles City adopted interim zoning ordinance 1290 April 14, 2015, effective for six months, after receiving numerous citizen property owner expressions of concern pertaining to the establishment of sexually oriented businesses within the jurisdiction of the City of Miles City, particularly in historic districts, and areas within close proximity to residential properties, churches, schools, parks, libraries, daycare centers, and other similar properties;

AND WHEREAS, the City of Miles City requires more time to study the potential impact to the community of sexually oriented businesses prior to enacting a permanent zoning ordinance regulating the same, in order to better control the establishment of sexually oriented businesses within the jurisdiction of the City of Miles City;

AND WHEREAS, the City may extend the interim zoning ordinance adopted by Ordinance 1290 for a period of one year, pursuant to MCA 76-2-306, upon notice and public hearing as set forth in MCA 76-2-303.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Miles City, Montana, as follows:

1. Sexually oriented businesses are prohibited from being established within the City Limits of Miles City and within one mile of the corporate boundary.
2. Sexually oriented business is defined as an adult arcade, adult bookstore or adult video store, adult cabaret, adult motel, adult motion picture theatre, adult theater, escort agency, nude model studio, or similar facilities.
3. Public Hearing. A public hearing shall be held on the above extension on the 13th day of October, 2015, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star at least 15 days prior to said public hearing, as required by MCA 76-2-303(2).
4. Effective Date. This ordinance shall be effective immediately upon second reading and final passage by a 2/3 majority vote of the City Council, and shall expire twelve (12) months from the date of passage unless again extended in accordance with section 76-2-306 MCA.

Said Ordinance read and put on its passage this 22nd day of September, 2015.

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

FINALLY PASSED AND ADOPTED BY A 2/3 VOTE OF THE CITY COUNCIL this
13th day of October, 2015.

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

(SEAL)

New Business

September 14th, 2015



Mayor Grenz,

I would like to be considered for the Ward 2 vacant seat if it doesn't affect my PERS retirement. My current address is: 315 Charles St Riverview Apt #37. I've had experience in both legislative and local government.

Sincerely,

A handwritten signature in blue ink that reads "Gary Matthews".

Gary Matthews

Rachel D. Sloan
306 S. Lake Ave.
Miles City, MT 59301

9/25/2015

Mayor Grenz and City Council Members
17 S. 8th St.
Miles City, MT 59301

Dear Mayor Grenz and City Council Members,

I wanted to confirm to you in writing my interest in filling the vacant seat for ward 2 council person. I am excited to learn about and be a part of the city government.

Please send me any information that will help me be more prepared for this position. If you have any questions, I can be reached at (406)951-1130 or racheldsloan@gmail.com.

Thank you for this opportunity to serve.

Sincerely,

A handwritten signature in black ink, appearing to read "Rachel D. Sloan". The signature is fluid and cursive, with a long horizontal stroke at the end.

Rachel D. Sloan

RESOLUTION NO. 3856

A RESOLUTION PURSUANT TO §7-6-4006 OF THE MONTANA CODE ANNOTATED, AUTHORIZING AMENDMENT OF FINAL BUDGET FOR FY 2015-2016 TO INCREASE BUDGETED AMOUNTS IN THE CITY SHOP FUND 6040.

WHEREAS, the City of Miles City wishes to amend the budget for Fiscal Year 2015-2016 to account for budgeting in the City Shop fund, for garbage service increase;

AND WHEREAS, such amendment of the final budget will result in an overall increase in appropriation authority within the City Shop fund ,

AND WHEREAS the provisions of §7-6-4006 MCA require public hearing upon any budget amendment resulting in an overall increase in appropriation authority,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Miles City, Montana as follows:

The appropriations for the Final Budget for Fiscal Year 2015-2016 shall be increased in the following amounts:

City Shop Fund	
6040-910-430220-346	\$3,780- Garbage Services

BE IT FURTHER RESOLVED that a public hearing shall be held on the above proposed amendment to the Final Budget for Fiscal Year 2015-2016 on the 27th day of October, 2015, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §7-1-4128 MCA, at least 2 times with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 13th DAY OF SEPTEMBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY

CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF
MILES CITY, MONTANA, THIS 27th DAY OF OCTOBER, 2015.

C. A. GRENZ, Mayor

ATTEST:

Lorrie Pearce, City Clerk