

**REGULAR COUNCIL MEETING January 9, 2018
7:00 p.m.**

CALL TO ORDER

The Regular Council meeting was held Tuesday, January 9, 2018, in the City Hall Conference Room at City Hall, 17 S. 8th Street, Miles City, Montana. Mayor John Hollowell called the meeting to order. Council Members present were Brant Kassner, Dwayne Andrews, John Uden, Rick Huber, Jeff Erlenbusch and Susanne Galbraith. Councilpersons Kathy Wilcox and Ken Gardner were excused.

Also present were City Attorney Dan Rice, Public Works Director Scott Gray, Public Utility Director Tom Speelmon, Police Chief Doug Colombik, Fire Chief Branden Stevens, Planner II Dawn Colton, 911 Coordinator Lyne Anderson and City Clerk/Minute Recorder Lorrie Pearce.

PLEDGE OF ALLEGIANCE

Mayor Hollowell led the Council in the Pledge of Allegiance.

APPROVAL OF COUNCIL & COMMITTEE MINUTES

City Council Minutes: 12/26/2017

** *Councilperson Uden moved to approve the minutes of the Regular Council Meeting of December 26, 2017, subject to any changes, and seconded by Councilperson Galbraith. The motion passed by unanimous consent, 6-0.*

Finance Committee Minutes: 1/04/2018

**Finance Committee Meeting
January 4, 2018**

The Finance Committee met Thursday, January 4, 2018 at 5:30 p.m. in the City Hall Conference room. Present were Committee Chairperson Susanne Galbraith and Committee Members Rick Huber, Dwayne Andrews and Kathy Wilcox.

Also present were: Police Chief Doug Colombik and City Clerk/Recorder Lorrie Pearce.
Committee Chairperson Galbraith called the meeting to order.

- 1. Request of Citizens:
None**
- 2. Discussion and Recommendation on Accepting Money That is Received From
Gun Raffle to Buy a Narcotic dog**

** *Committee Member Wilcox moved to recommend to Council to accept money from a gun raffle to buy a narcotic dog, seconded by Committee Member Andrews.*

Chief Colombik explained Dr. Jeff Williams came to him and wanted to help the department buy a newer vehicle. Dr. Williams would buy 4 rifles (one every three months), which would be sold as raffle tickets. The raffles will raise approximately \$50,000. Chief Colombik is asking that the money raised, be used to purchase a newer vehicle and a narcotic dog. The dog is needed because the felonies in 2017 raised 31 percent compared to 2016. He said drugs are off the chart and felt his department needed to be proactive with the problem. He stated the dog would cost between \$5,000 to \$7,000, and the money left over would buy a newer vehicle which is needed to provide the dog comfort in the summer and winter. He added that he had plenty of officers that were interested in the narcotic dog, so if the officer that had the dog left the department, there would be others willing to take it.

** *On roll call vote, it passed 4-0*

Adjournment

** *Committee Member Wilcox moved to adjourn the meeting, seconded by Committee Member Andrews and passed unanimously, 4-0.*

The meeting was adjourned at 6:01 p.m.

PROCEEDING OF CITY COUNCIL
MILES CITY, MONTANA

** *Councilperson Galbraith moved to approve the minutes of the Finance Committee Meeting of January 4, 2018, and seconded by Councilperson Andrews. The motion passed by unanimous consent, 6-0.*

Public Safety Committee Minutes: 1/03/2018
Public Safety Committee Meeting
January 3, 2018

The Public Safety Committee met Wednesday, January 3, 2018, at 6:00 pm in the City Hall Conference Room. Present were Committee Chairperson Ken Gardner and Committee Members John Uden and Jeff Erlenbusch. Committee Member Brant Kassner was excused.

Also present were: Deputy City Clerk/Recorder Linda Wilkins and Police Chief Doug Colombik
Chairperson Gardner called the meeting to order.

1. Request of Citizens
None

2. Committee Member Comments

Committee Member Erlenbusch commented that he thought the City should change the speed limit sign on the 100 block of South Lake from 25 mph to 15 mph just after leaving the school speed zone. He commented that it is only a short distance between were the school zone ends and the stop sign at Main Street. This area borders along the "Bowl" behind the high school.

3. Review and recommend – Ordinance 1318 AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF ORDINANCES OF MILES CITY, MONTANA, WITH REGARDS TO WEEDS, AND THE ENFORCEMENT OF NUISANCES

***Committee Member Erlenbusch moved to recommend to City Council Ordinance 1318, read by title only and seconded by Committee Member Uden.*

- Chairperson Gardner commented that this ordinance describes the process for enforcement. After reviewing Chapter 15, he thought it was well written and he wanted to make sure there was an enforcement procedure in place.
- Committee Member Erlenbusch commented that all the changes were made and it was good the ordinance was moving on to City Council.

***On roll call vote the motion passed, 3-0.*

4. Review and recommend purchase of canine dog to aid Police Department in drug detection

***Committee Member Uden moved to recommend to City Council the purchase of a canine dog to aid the Police Department in drug detection from funds partially obtained through the raffle of a firearm and seconded by Committee Member Erlenbusch.*

- Chief Colombik commented that the funds would be raised through four raffles during the year arranged by Dr. Jeff Williams. He commented that this would not be a biting dog, but would be a sniffer dog.

***Committee Member Uden amended his motion to the raffle of a firearm four times in a year and seconded by Committee Member Erlenbusch.*

***On roll call vote the original motion as amended passed, 3-0.*

5. Adjournment

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

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

** *Councilperson Erlenbusch moved to approve the minutes of the Public Safety Committee Meeting of January 3, 2018, and seconded by Councilperson Uden. The motion passed by unanimous consent, 6-0.*

SCHEDULE MEETINGS

The following meeting will be held in the City Hall Conference Room:

- Human Resource: Thursday, January 18th @ 5:15 p.m.
- Finance : Thursday, January 18th @ 6:00 p.m.
- Planning Board: Tuesday, January 16th @ 6:00 p.m.
- Zoning: Wednesday, January 10th @ 1:30 p.m.

REQUEST OF CITIZENS & PUBLIC COMMENT

Authorize Community Transformation- Presentation on local option tax for 2017 legislative- Presentation was cancelled

Overview from DIS on the advantages and solution that Image Silo can give to the City- Account Manager Matt Davison presented a 50 minute overview of the program. **Issue was referred to Finance Committee.**

APPOINTMENTS

Standing Committees:

- Finance Committee** – Susanne Galbraith, Dwayne Andrews, Kathy Wilcox, Rick Huber
- Public Safety Committee**- Ken Gardner, John Uden, Brant Kassner, Jeff Erlenbusch
- Public Services Committee**- Dwayne Andrews, Ken Gardner, John Uden, Kathy Wilcox
- Human Resources Committee**- Kathy Wilcox, John Uden, Susanne Galbraith, Jeff Erlenbusch
- Flood Committee**- Ken Gardner, Jeff Erlenbusch, Brant Kassner, Rick Huber

- ** *Councilperson Uden moved to approve the standing committee established by the Mayor, seconded by Councilperson Kassner and, on roll call vote, passed unanimously, 6-0.*

Non Standing Committees:

Planning Board- Brant Kassner volunteered for the position

- ** *Councilperson Galbraith moved to approve Brant Kassner to the Planning Board, seconded by Councilperson Erlenbusch, and on roll call vote, passed unanimously, 6-0.*

Solid Waste Board- Susanne Galbraith volunteered for the position

- ** *Councilperson Uden moved Susanne Galbraith be retained on the Solid Waste Board, seconded by Councilperson Kassner and, on roll call vote, passed unanimously, 6-0.*

Economic Development Board- Councilpersons Kassner and Galbraith nominated Rick Huber for the position.

- ** *Councilperson Uden moved Rick Huber be retained on the Economic Development Board, seconded by Councilperson Kassner and, on roll call vote, passed unanimously, 6-0.*

Airport Commission- Councilpersons Uden nominated Ken Gardner for the position

- ** *Councilperson Erlenbusch moved to approve Ken Gardner for the Airport Commission Board, seconded by Councilperson Kassner, and on roll call vote, passed unanimously, 6-0.*

PROCEEDING OF CITY COUNCIL

MILES CITY, MONTANA

Local 600- Labor Management Committee (2)- Councilpersons Galbraith and Erlenbusch volunteered for the position. The Mayor also volunteered to be on the committee. Chief Stevens asked to be a City representative, with no objection from the union, it was approved.

** *Councilperson Uden moved that Susanne Galbraith and Jeff Erlenbusch be approved by Council for the Local 600 Labor Management Committee, seconded by Councilperson Huber, and on roll call vote, passed unanimously, 6-0.*

PROCLAMATIONS

None

STAFF REPORTS

Mayor Hollowell: Reminded that there will be a DNRC- Variance Training at the next Council meeting on 1/23/18 at 5:30pm.

Chief Stevens: Reported the following:

- There was a 8% increase in total call volume, with 292 city fire related calls, 7 being working structure fires
- The open positions for captain and lieutenant will be filled by the end of January, two new firefighter will start academy January 16th
- Tender 23 is still out of service with no replacement, will be asking for a new tender on the AFG grant next year. Jake Richard has agreed to work on a FEMA grant to purchase SCBA's and a cascade trailer
- The Battalion Chief has been working days, which has reduced the number of delay responses. Great benefit to the Community
- Fire station roof is leaking and will need repaired

Chief Stevens presented a badge to newly promoted Battalion Chief Mike Miller.

Scott Gray: Thanked his crew and thanked the public utility crew and park crew for all their hard work cleaning the snow off the streets. He thought it went well.

Lorrie Pearce: - Fiscal year-end audit started on Tuesday, January 2, 2018 and went through Thursday January 4th. It went fairly well. City was written up for 4 reoccurring items: Two of them the City will never be able to conform to. The two that the City is working on trying to eliminate are Ambulance and Purchasing Policy. A copy of the findings and responses will be given to Council when completed.

Dawn Colton: Resolution 4118 and 4119 was the extension and assignment for the Stafford lease. After approval the resolutions was modified because the title company needed both of the trust holders (Strafford and Larsen) listed on the resolutions.

Lyne Anderson: Reported that dispatch received an excellent rating from WestTel. All calls are being answered in 4.6 seconds and all calls are being answered 100 percent in less than 10 seconds. Working on a grant to update the GIS system and going to put out a public service announcement "Call when you can, Text when you can't".

CITY COUNCIL COMMENTS

Susanne Galbraith- Thanked Steadman Hardware for donating \$500 towards Shop with Cops.

John Uden- Said he had been in government work for over 60 years, and had traveled to most major Cities. He said Miles City was one of the best ran City he knew of and was very proud to live here.

MAYOR COMMENTS

1. Thanked the Public and Utility department for the good job on snow removal. Crews were out by 4am
2. Reported that Director Gray handled the Outlaw/MCYBA issue very well, the original time frame was accepted
3. Administrator Muggli reported to him that there was an approval of a historic tax credit for an improvement to a building

STANDING COMMITTEE RECOMMENDATIONS

Public Safety- Purchase of canine dog to aid Police Department in drug detection from funds partially obtained through the raffle of a firearm four times in a year

** *Councilperson Andrews moved to approve the purchase of a canine dog to aid the Police Department in drug detection from funds partially obtained through the raffle of a firearm four times in a year, seconded by Councilperson Erlenbusch*

** *Councilperson Uden moved to amend the motion to include the purchase of an appropriate police vehicle, seconded by Councilperson Galbraith and, on roll call vote, passed unanimously, 6-0*

** *On roll call vote the main motion passed 6-0*

Finance- Accepting money received from gun raffle to buy narcotic dog

** *Councilperson Galbraith moved to approve accepting money received from the gun raffle to buy narcotic dog and a used police vehicle, seconded by Councilperson Erlenbusch and, on roll call vote, passed unanimously, 6-0*

BID OPENINGS

None

BID AWARDS

None

PUBLIC HEARINGS

- A. **ORDINANCE NO. 1317- An Ordinance Revising Zoning Code Sections 24-90, 24-91, and Article V (Definitions), so as to Call For Review of Conditional Use Permits by City Council**

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

UNFINISHED BUSINESS

- A. **ORDINANCE NO. 1317- (Second Reading) An Ordinance Revising Zoning Code Sections 24-90, 24-91, and Article V (Definitions), so as to Call For Review of Conditional Use Permits by City Council**

** *Councilperson Uden moved to adopt the Ordinance, read by title only, seconded by Councilperson Erlenbusch, and on roll call vote, passed unanimously, 6-0. Ordinance No. 1317 was adopted.*

NEW BUSINESS

A. Election of Council President

Councilperson Andrews nominated Susanne Galbraith for the Council President.

** *Councilperson Uden moved to cease the motion, and seconded by Councilperson Erlenbusch. The motion passed unanimously 6-0.*

** *Councilperson Uden moved that Susanne Galbraith unanimously be accepted as Council President, seconded by Councilperson Erlenbusch. The motion passed 6-0*

B. RESOLUTION NO. 4122- A Resolution Approving a Real Property Lease Agreement Between the City of Miles City, and Levi Gordon and Megan Gordon, For Certain Real Property Owned by Miles City, Montana

** *Councilperson Galbraith moved to approve the Resolution, read by title only, and seconded by Councilperson Kassner. On roll call vote, the motion passed by unanimous consent, 6-0. Resolution No. 4122 passed*

C. RESOLUTION NO. 4123- A Resolution Providing for Procedures to Manage and Monitor Leases of Property Owned by the City of Miles City

** *Councilperson Erlenbusch moved to approve the Resolution, read by title only, and seconded by Councilperson Galbraith.*

Attorney Rice explained that the current lease rate and verbiage for over grazing was added.

** *On roll call vote, the motion passed by unanimous consent, 6-0. Resolution No. 4123 passed*

D. RESOLUTION NO. 4124- A Resolution Establishing Minimum Base Rent for Industrial Site and Other City Leaseholds

** *Councilperson Galbraith moved to approve the Resolution, read by title only, and seconded by Councilperson Erlenbusch.*

Attorney Rice explained the lease rate was not on the previous resolution and needed to be added.

** *On roll call vote, the motion passed by unanimous consent, 6-0. Resolution No. 4124 passed*

E. ORDINANCE NO. 1318- (First Reading) An Ordinance Amending Chapter 15 of the Code of Ordinances of Miles City, Montana, With Regards to Weeds, and the Enforcement of Nuisances

** *Councilperson Uden moved to approve the Ordinance, read by title only, and seconded by Councilperson Erlenbusch. On roll call vote, the motion passed by unanimous consent, 6-0. Ordinance No. 1318 was referred to the Finance committee*

F. Approval of Records Disposal

** *Councilperson Erlenbusch moved to approve the record disposals, and seconded by Councilperson Kassner. On roll call vote, the motion passed by unanimous consent, 6-0*

G. Approval of December Claims

- ** *Councilperson Galbraith moved to approve the December claims, seconded by Councilperson Kassner and passed unanimously, 6-0.*

ADJOURNMENT

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

The meeting was adjourned at 8:45 p.m.


John Hollowell, Mayor


Lorrie Pearce, City Clerk