

**REGULAR COUNCIL MEETING July 12,
2022**

6:00 p.m.

CALL TO ORDER

The Regular Council meeting was held Tuesday, July 12, 2022, 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 Ken Gardner, Rick Huber, Chris Grenz, Brant Kassner, Kathy Wilcox, and Dwayne Andrews. Council Members Roxanna Brush and Stacy Broell were not present.

Also present were City Attorney Dan Rice, Police Chief Doug Colombik, Fire Chief Branden Stevens, Battalion Chief Sarah Lewin, Public Utilities Director Tom Speelmon and City Clerk/Minute Recorder Mary Rowe.

PLEDGE OF ALLEGIANCE

Mayor Hollowell led the Council in the Pledge of Allegiance.

**APPROVAL OF COUNCIL & COMMITTEE
MINUTES**

City Council Minutes: 6/28/2022

** *Councilperson Kassner moved to approve the minutes of the Regular Council Meeting of June 28, 2022, subject to any changes, and seconded by Councilperson Gardner. The motion passed by unanimous consent, 6-0.*

Human Resources Committee Minutes: 5/19/2022

** *Councilperson Wilcox moved to approve the minutes of the Human Resources Committee Meeting of May 19, 2022, subject to any changes, and seconded by Councilperson Kassner. The motion passed by unanimous consent, 6-0.*

Public Safety Committee Minutes: 6/24/2022

** *Councilperson Wilcox moved to approve the minutes of the Public Safety Committee Meeting of June 24, 2022, subject to any changes, and seconded by Councilperson Kassner. The motion passed by unanimous consent, 6-0.*

SCHEDULE MEETINGS

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

Budget meetings will be held on July 19-21 at 6:00pm each night, with the final date to be determined prior to close of the meeting on the 21st, 2022.

REQUEST OF CITIZENS & PUBLIC COMMENT

None

APPOINTMENTS

None

PROCLAMATIONS

None

STAFF REPORTS

Chief Stevens gave a building update including the processes that he is going through to gain funding for the building. He presented Council with a handout with the funding mechanisms on the back. He stated that he was going to hold a public meeting at Miles Community College, in late July, to go over the Fire Department PAR and answer any questions that the public may have. He will report public input to Council. There will be a windfarm drill on the 13th with a dummy rescue. The tower truck is here and being thoroughly gone over. Councilperson Grenz asked about structure fires in the last three months. There was one by the winery.

Director Speelmon reported on the Haynes sewer line progress and a generator replacement at the water plant. Councilperson Grenz asked if the grinder/mixer issue was resolved at the Country Club. Different solutions can be recommended to Council.

Mayor Teresa Olson and Undersheriff Katie Mills of Glendive, Montana, are asking Miles City for help with public health and safety in Glendive, Montana. They explained the urgency of the situation from short staffing to overall knowledge. Southeastern Montana Dispatch is the only fully staffed facility in the state. They are currently requesting short term assistance until they are fully staffed again, but would be happy to agree to a one-year contract with Miles City. Mayor Hollowell explained that this will need to be in the form of an interlocal agreement with the 911 Board and the City of Miles City.

CITY COUNCIL COMMENTS

Councilperson Wilcox stated that she had been contacted about the silt running onto the roadway at Southgate. She forwarded it to Director Gray and it was addressed as of the 7th of July.

Councilperson Gardner gave kudos to the City crew that cleaned up around the Police Department.

Councilperson Andrews gave the streets crew kudos for cleaning up the trees so efficiently after the storm. Councilperson Huber echoed the appreciation. He stated that he texted the streets Foreman and they came over immediately.

MAYOR COMMENTS

Mayor Hollowell requested that all under the breath comments be contained, and reminded everyone to treat others as you would like to be treated.

COMMITTEE RECOMMENDATIONS

- A. **PUBLIC SAFETY COMMITTEE RECOMMENDS NO U-TURN SIGNS IN ALL SCHOOL ZONES.**

PROCEEDING OF CITY COUNCIL
MILES CITY, MONTANA

** Councilperson Wilcox moved to send recommendation to Ordinance, seconded by Councilperson Gardner and passed unanimously, 6-0.

BID OPENINGS

None

BID AWARDS

None

PUBLIC HEARINGS

A. **ORDINANCE NO. 1357- AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF MILES CITY, MONTANA, REGARDING MUNICIPAL INFRACTIONS AND CRIMINAL PROVISIONS AND PENALTIES.**

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. 1357 (Second Reading) – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF MILES CITY, MONTANA, REGARDING MUNICIPAL INFRACTIONS AND CRIMINAL PROVISIONS AND CRIMINAL PENALTIES.**

** Councilperson Wilcox moved to approve the Ordinance, read by title only and seconded by Councilperson Kassner.

Councilperson Grenz stated that the Public Safety Committee had several questions on this Ordinance, like what is a civil penalty.

Attorney Rice explained that a civil penalty is a fine instead of serving jail time. He also clarified that in Montana Code Annotated (MCA) there are still criminal offenses with jail time, and this Ordinance removes serious crimes that shouldn't be in our Municipal code to begin with.

Councilperson Huber stated that he thought this Ordinance was being postponed because the Public Safety Committee had postponed it.

Councilperson Andrews didn't find it necessary to postpone.

** Councilperson Huber moved to postpone Ordinance 1357 until a recommendation from Public Safety is presented, seconded by Councilperson Grenz. The motion passed, 5-1, with Councilperson Andrews voting nay. **Ordinance No. 1357 was postponed.**

B. **CO-ED ADULT SOFTBALL REQUESTING ALCOHOL VARIANCE FOR MULTIPLE DATES AT BENDER PARK.**

** No motion was made, the variance request failed.

NEW BUSINESS

A. **RESOLUTION NO. 4463 – A RESOLUTION ADOPTING**

THE "MODEL GOVERNMENT SOCIAL MEDIA TERMS AND CONDITIONS FOR USERS" PERTAINING TO CITY OF MILES CITY SOCIAL MEDIA ACCOUNTS.

****** *Councilperson Huber moved to approve the Resolution, read by title only and seconded by Councilperson Kassner.*

Councilperson Wilcox asked if there was currently a social media policy in place. There is not.

Attorney Rice stated that he would like to have a clear-cut policy in place.

Councilperson Grenz inquired about who would monitor the content. It will be Deputy City Clerk Kinsey and Attorney Rice.

****** *On roll call vote, the motion passed, 4-2, with Councilpersons Huber and Grenz voting nay. Resolution No. 4463 passed.*

B. RESOLUTION NO. 4464 - A RESOLUTION AUTHORIZING THE CITY OF MILES CITY TO ENTER INTO AN AGREEMENT WITH THE MONTANA DEPARTMENT OF TRANSPORTATION FOR STREET SWEEPING FOR FISCAL YEAR 2022-2023.

****** *Councilperson Grenz moved to approve the Resolution, read by title only and seconded by Councilperson Andrews. On roll call vote, the motion passed by unanimous consent, 6-0. Resolution No. 4464 passed.*

C. RESOLUTION NO. 4465 - A RESOLUTION APPROVING A REVISED COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MILES CITY AND THE LOCAL NO. 283-A UNION.

****** *Councilperson Huber moved to approve the Resolution, read by title only and seconded by Councilperson Grenz.*

Councilperson Wilcox asked what the overall cost would be for the gym memberships and if there was a new need for said memberships. Union President Carl Raymond stated that if all 35 people joined it would cost \$8,400 per year and believes that it is important to offer it to employees to promote health.

Chief Colombik added that it increases physical and mental health as well as reduces injuries. About fifty percent of officers take advantage of the gym memberships and the other fifty percent work out with the equipment at the Police Station.

Councilperson Gardner stated that non-union members should also have the same option. This would need to be in the form of a City policy change.

Councilperson Grenz requested that it be approved contingent on available funds and that a professional negotiator be present in the future.

****** *Councilperson Andrews called for question.*

** On roll call vote, the motion passed by unanimous consent, 6-0.
Resolution No. 4465 passed.

D. RESOLUTION NO. 4466 - A RESOLUTION
AUTHORIZING THE CITY OF MILES CITY TO ENTER INTO
A SERVICE AGREEMENT AND MEMORANDUM OF
UNDERSTANDING BETWEEN THE CITY OF MILES CITY AND
THE MILES CITY LIBRARY BOARD OF TRUSTEES.

** Councilperson Andrews moved to approve the Resolution, read
by title only and seconded by Councilperson Gardner. On roll call vote,
the motion passed by unanimous consent, 6-0. Resolution No. 4466
passed.

E. LEASE EXTENSION FOR RAYMOND AND PEGGY
JERREL LOCATED AT TRACT E, LOTS 13, 22, AND 23.

** Councilperson Andrews moved to approve the lease extension,
seconded by Councilperson Grenz.

** Councilperson Huber moved to amend the main motion to
approve a six-month extension, seconded by Councilperson Grenz.

** The amended main motion passed by unanimous consent, 6-0.

ADJOURNMENT

** Councilperson Wilcox moved to adjourn the meeting, seconded
by Councilperson Kassner and passed unanimously.

The meeting was adjourned at 7:24p.m.


John Hollowell, Mayor


Mary Rowe, Clerk