

May 22, 2007

The Red Lodge City Council met in regular session on May 22, 2007 at 7:15 p.m. The meeting was called to order by Mayor Roat followed by the Pledge of Allegiance to the Flag.

ROLL CALL OF OFFICERS Present: Mayor Roat, Aldermen Kampfe, Mahan, Lockman, Stauffer, Scanlin and Reynolds. Absent: None.

MINUTES OF MAY 8 Stauffer requested a change in the minutes under the topic of Street Scape – Presentation by CTA & Main Street Committee. He would like the fourth paragraph to read “The Street Scape plan will be a big change for the community but is something people will get used to in time. The Street Scape meets the Department of Transportations Urban Design standards.”

Motion by Reynolds, second by Lockman to approve the minutes of May 8 as corrected. On roll call vote all Aldermen present voted “Aye.” Motion carried.

SPECIAL COMMITTEE – People to People Presentation – Red Lodge Youth Logan LaCrosse, a junior at the Red Lodge High School, asked to speak to the Council so he could explain the program called People to People. Logan, Samantha Ferguson and Jessica Wilson will be Student Ambassadors to Europe this summer. They will be traveling to Spain, France, Italy and Monaco. The students will be departing on July 13 and returning home August 1.

Logan gave the Council a short history of how People to People was started. He said it was started in 1956 by President Eisenhower. He said the program was started to involve students from all across the country to go across the seas to try and bond with other people for a better understanding of communities, cultures and schools to better promote international understanding and hopefully peace.

STANDING COMMITTEE – Administration None

Police and Emergency Services Lockman said that thirteen applications have been received for the new EMT/Fire position. These applications have been narrowed to three individuals who will be interviewed starting June 1.

Land Use and Planning – Class III Minor Subdivision Preliminary Plat Application – Diamond C Links Amended Lot 12 Lindsay Johnson gave the Council a staff report on this plat application. The applicant for this preliminary plat application is Corey, Cabral. The property description is Amended Lot 12, Block 7 of Diamond C Links Subdivision, S ½ of section 15 and the N ½ of Section 22, Township 7 South, Range 20 East, and P.M.M. in the City of Red Lodge, Carbon County, MT. Lot 12 is located along Pine Ridge Road and adjacent to the Luoma Ranch.

Lot 12 has an area of 125,750 square feet or 2.89 acres. The proposed subdivision creates 5 lots between 13,653 – 14,152 square feet and a 56,324 square foot park. The proposed creation of lots in this location is in compliance with the adopted Growth Policy.

Regulations regarding zoning can be found in Chapter 5 of the Red Lodge Development Code. The subject property is within the Planned Unit Development-Business, Professional and Residential (PUD-BPR) zone. The purpose of the PUD-BPR district is to encourage the development of projects that have business, professional and residential components while still allowing, but not encouraging, projects that are all business/professional or all residential. The explicit intent of the district is to promote the arrangement of structures for business/professional or residential occupancy, or both, in areas large

enough to establish harmonious relationships between structures, people, and the automobile, employing well-planned combinations of parking access, pedestrian walkways, courtyards, malls, and/or open space.

Public Works Director, Orval Boyer, reviewed all utility and infrastructure plans and found them to be in compliance with state and City requirements. Fire Chief Kuntz asked that no structure shall be built in the subdivision in excess of 3600 square feet, except that a building in excess of 3600 square feet shall be permitted if the building is equipped with NFPA compliant fire sprinkler system, or if fire flow testing of fire hydrants within 300 feet demonstrate adequate flow for the size and type of the building.

Motion by Mahan, second by Reynolds that the application for the Diamond C Links, Amended Lot 12 Minor Subdivision does meet the criteria and requirements stated in Chapters 5 and 6 of the Red Lodge Development Code and 76-3-609 MCA 20005 in that it will meet the requirements of the code and other city ordinances and will further the policies and intent of the Red Lodge Growth Policy and other applicable plans and statutes, and that it will be a harmonious expansion of the neighborhood, and that adequate city service will be available to service the site. I therefore move that this application be approved with the following conditions. That no structure shall be built in the subdivision in excess of 3600 square feet, except that a building in excess of 3600 square feet shall be permitted if the building is equipped with NFPA compliant fire sprinkler system, or if fire flow testing of fire hydrants within 300 feet demonstrate adequate flow for the size and type of the building. Discussion was held on the motion before a roll call vote was taken. On roll call vote those in favor: Aldermen Kampfe, Mahan, Lockman, Stauffer and Reynolds. Those opposed: Alderman Scanlin. Motion carried.

Discussion was held on the motion made. Kampfe asked for an example of the type of combinations of business/ residential that may be done due to the amendment of Lot 12. Mr. Cabral said the intent as the developer is for Diamond C Links to be exclusively single-family homes. He said the intent of this minor subdivision is to be single-family or duplex homes. Brent Moore said the code addresses exactly what businesses would be allowed in this minor subdivision. He also said the City does not have setback requirements for PUD's.

Stauffer said he has a concern that the City is not getting a mixed use of commercial and residential at CCE. The mix brings greater safety to a neighborhood. Scanlin said she does not think the City should be governed by what subdivisions want to do but by the Growth Policy and zoning. The area in question is zoned to accommodate commercial use. It is being asked in this application to make the area only residential. Scanlin has concerns with the City creating high end, large size sprawl residential development with no consideration for affordable housing and no incentive to create commercial sites for developers. She is concerned that this application does not meet the Growth Policy or the zoning that is in place. Cabral said the size and location of this parcel, in his opinion, would economically not create an income for a commercial endeavor. It has no visibility.

Moore said that Cabral is asking to further subdivide his property not anything to do with the use of the property. There is nothing to do with density or use in this subdivision application. When density and use comes forward it will need to be consistent with the zoning.

Public Works – Parks Board Appointment Mahan told the Council that Rotary Club would like to have Kim Ruby, owner of City Brew, serve on the Parks Board. She is eager to serve on this board as a representative of the Rotary Club.

Motion by Mahan, second by Reynolds to appoint Kim Ruby to serve on the Parks Board. On voice vote all Aldermen present voted "Aye." Motion carried.

Single Tree Contract This contract with Single Tree is for work done as program manager of the upcoming water project the City is doing.

Motion by Reynolds, second by Stauffer to approve the contract with Single Tree for the 2007 Water Project. On roll call vote all Aldermen present voted “Aye.” Motion carried.

The City will need interim financing for this project that will then be paid off by Rural Development with the loan the City is receiving. The Clerk is receiving quotes locally and from US Bank to see what the costs and interest rates would be. Rural Development will need to approve whomever the City uses for interim financing.

CITIZEN REPORT Corey Cabral asked the Council why they were not rushing to annex Remington Ranch to receive the income from impact fees. He wondered if the City would be considering this annexation in the near future. Remington Ranch has signed a waiver of protest of annexation. Moore said that state statutes say the City would need to do a plan for extension of services. Normally the developer needs to have this plan done but with Remington Ranch this was not done. Now the City will need to have the plan created when they actively annex Remington Ranch. This plan will need to show that currently water is being provided to Remington Ranch by wells but if they were to fail the City would need to show how the City would bring water to the area. Annexing the area is a big obligation to the City with the services that would need to be provided.

OLD BUSINESS None

NEW BUSINESS – Affordable Housing Committee – Apply for HOME Pilot Funds Julie Jones shared information with the Council regarding HOME Pilot Funds. These funds are a new pool and could be used for down payments or closing costs. The funds would first be used to assist a homeowner on a first come first serve basis with the Cooper lots. After all the Cooper lots are purchased by eligible homebuyers, the program will be opened up to serve the jurisdictional city limits. The Cooper lots are the first priority but if the funds are received they could be used further. Julie said the City would need to be the sponsor when applying for these funds. She is willing to do the application under the contract she currently has with the Affordable Housing Committee.

Motion by Stauffer, second by Mahan to approve the City being the sponsor on the application for the HOME Pilot funds. On roll call vote all Aldermen present voted “Aye.” Motion carried.

Resolution No. 3236 – Support of Full Funding for National Parks, Battlefields & Monuments

RESOLUTION NO. 3236

A Resolution of the Red Lodge City Council in Support of Full Funding for National Parks, Battlefields and Monuments

Preamble

The Red Lodge City Council urges Montana’s congressional delegation to recognize the great natural, cultural and economic value Yellowstone and Glacier national parks and the area’s other nationally significant places, such as its national battlefields and monuments, provide to the businesses and citizens of this state. Chronic under funding of the National Park System, which is well documented, puts our state’s national parks, battlefields, monuments, and Montana employers and employees who depend on them at risk. We urge Montana’s delegation to introduce, support, and pass legislation that appropriates full funding for the national parks—increases the National Park Service annual operating budget and eliminates the parks maintenance and road repair backlogs.

WHEREAS, The Red Lodge City Council has a great interest in ensuring the public, economic benefits, and general welfare of the Montana’s national parks, battlefields, and monuments are maintained and protected for present and future generations; and

WHEREAS, Yellowstone and Glacier national parks generate substantial economic benefit for Montana through employment, tax revenues, visitor spending, business expenditures to service visitors, National Park Service expenditures for park employee salaries, supplies, services, construction and maintenance programs, etc.; and

WHEREAS, a General Accountability Office (GAO) report released in 2006 documented National Park Service operating budgets, when adjusted for inflation, are further declining, the accommodation of newly mandated responsibilities including rising energy prices, homeland security requirements, congressionally approved pay raises and other mandates has resulted in substantial park operations cutbacks; and

WHEREAS, the Congressional Research Service has identified between \$4.5 to \$9.7 billion backlog of overdue maintenance, road and other infrastructure repair resulting from decades of annual shortfalls in parks’ operating budgets; and

WHEREAS, a series of business plan analyses conducted by business and policy experts in conjunction with the National Park Service indicate that the parks’ annual operations budget shortfall is in excess of \$800 million, at least 32 percent short of what is needed to operate all national parks and an estimated 35 percent short of the amount needed to operate Yellowstone National Park; and

WHEREAS, chronic under funding puts our parks, battlefields, monuments and the communities, economies and businesses that rely upon them at risk and thwarts the federal mandate for our national parks “to provide for the enjoyment of the [parks] in such a manner and by such means as will leave them unimpaired for the enjoyment of future generations.”

NOW, THEREFORE BE IT RESOLVED that The Red Lodge City Council supports full funding of the National Park Service annual operations budgets and elimination of maintenance and road repair backlogs for all park, battlefield and monument units. We urge Montana’s congressional delegation to support and pass legislation that accomplishes these goals.

Motion by Reynolds, second by Mahan to approve Resolution No. 3236. On roll call vote all Aldermen voted “Aye.” Motion carried.

CORRESPONDENCE None

MISCELLANEOUS Mayor Roat asked permission from the Council to be gone the first and second week of June as he will be absent from town for more than ten days. The Council said his absence would be noted in the minutes.

Mahan told the Council that the sound system on Broadway is coming along very well and hopefully the installation will be completed soon.

Mahan told the Council the Beartooth Highway opening will be held at noon on Saturday, May 26. The festivities will be at the Ranger Station.

Meeting adjourned at 8:40 p.m.

Mayor

ATTEST:

City Clerk