

May 26, 2009

The Red Lodge City Council met in regular session on May 26, 2009 at 7:00 p.m. The meeting was called to order by Mayor Scanlin followed by the Pledge of Allegiance to the Flag.

Mayor Scanlin told the Council and public that the chairs in the Council chamber have been donated to the City by the Pollard. They were thanked very much for this donation and the chairs will be used.

**ROLL CALL OF OFFICERS** Present: Mayor Scanlin, Aldermen Kampfe, Mahan, Richter, Labrie, Kennicott and Priest. Absent: None

**MINUTES OF MAY 12** The minutes of May 12 will go before the Council at the next meeting.

**COMMENTS FROM PUBLIC** Don Coutts spoke to the Council representing Mountain Springs Villa. Mr. Coutts said the organization wondered why the City took a 10-foot off set on Hauser from the property, why the City took the 6-foot off set on both sides of the street that will be re-built, for sidewalks that will be 6-feet. Coutts said the land should be given back to the organization.

Clare Witcomb, member of the All-Nations Garden Club, said the club has some concerns on the barricades at Pride Park during the Beartooth Rally. They said the fencing would go all the way in front of the entrance to the park and make it hard for people to enjoy the park area. They are asking the Council to consider this next year if the same request comes before the Council and leave the front entrance open.

**SPECIAL COMMITTEE** None

**STANDING COMMITTEE – Administration – Mountain Springs Villa – Fee Waivers** Julie Jones, Single Tree Consulting, spoke to the Council about Mountain Springs Villa and impact fees. Jones said there will be thirty homes in Mountain Springs Villa and twenty-six were previously approved. There will be seven new homes brought into the area and since there were twenty-six homes already being served in the court the request to the City is to only have impact fees paid on the additional four homes. These will be paid by the homeowner when a new home is brought into the court.

This request will go to the Administration Committee for review and then back to the Council with a recommendation.

**Resort Tax Audit Contract** Sanderson said he has contacted audit firms that have done audits for other resort tax communities. Three firms have been contacted and a proposal has already been submitted by one of the firms approached. The last day for proposals to be accepted is June 3, 2009. The City is heading for the goal of having the audits, along with the corresponding reports, submitted to the City annually. The reports generated from these audits will go to the Mayor, as they will be confidential. A general report will be given to the Council. The proposals that are submitted will be reviewed by the Administration Committee and brought back to the Council with a recommendation at the next meeting.

**Emergency and Police Services – Street Closure – 13<sup>th</sup> Street & Broadway to Alley West – Bone Daddy’s** Kennicott said at the Council meeting of May 12 the Council approved a motion to reconsider the street closure request of 13<sup>th</sup> Street west from Broadway during the Beartooth Rally.

Motion by Kennicott, second by Labrie to approve the street closure of 13<sup>th</sup> Street from Broadway to alley west. On roll call vote all Aldermen present voted “No.” Motion failed.

Kennicott said the Council received reports from both the Police and Emergency Services regarding the fact that multiple street closures are becoming a foreseen problem with traffic. Labrie said she felt the Police Chief and the Fire Chief have very valid concerns regarding the foot traffic going across the street from closure to closure and perhaps hindering the flow of traffic. She said she would like to see the vendors at one end of the town and the dances at the other end of town. Kampfe said he would vote no because of the valid safety concerns that came to him after the motion was originally approved. Richter said she feels the multiple street closures are becoming a real issue. She feels there are other areas where the vendors could be located. Assistant Police Chief Cope commented that he would like to urge applicants to bring their requests for closures, to the City sooner, so all can review them for a longer period of time.

Kennicott gave the Council a report on the Emergency Services Committee meeting. She said the illegal dumping jury trial was to be held May 6 but it was not done. She said the materials are still on site but does not know the current status of this problem. Kennicott said the question has been raised if the police have an unmarked vehicle. She said the new Tahoe is unmarked as there were no funds available at the time of purchase to equip the vehicle. The Assistant Chief feels it is a good tool to have an unmarked vehicle and he also stated the Tahoe has a GPS in it so the vehicle can be tracked. On May 6 there was an academy training for officers on public communication and use of authority. The two things that came from this training are that the RLPD should have a mission statement and also have business cards.

Kennicott said there was a LEPC meeting on May 19 with Aaron McDowell being selected as the Chairman. Attendees were to consider what their agencies would do in the case of a school bus accident and be prepared to discuss this at the next meeting which will be June 16 at 1:00 p.m. at the Fire Hall.

Kennicott said that Tom Kuntz may be attending a Resort Tax Review meeting to discuss the resort tax and emergency services. The intent of the resort tax was to cover the impact of tourism to the city. Emergency services are impacted but with no help from the resort tax. It will be discussed if the City would want to consider putting this idea on the upcoming ballot.

Discussion was held by the committee regarding the street closures, open container waivers and the application forms and changes that may need to be made on them to make it easier for the Council to make decisions.

**Land Use and Planning – Ordinance No. 877 – Amend Building Department Fees – Second Reading  
ORDINANCE NO. 877**

AN ORDINANCE OF THE CITY OF RED LODGE, MONTANA ADOPTING THE FEE STRUCTURE FOUND IN APPENDIX ‘L’ OF THE 2006 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE, REGULATING AND GOVERNING THE CONSTRUCTION, ALTERATION, MOVEMENT, ENLARGEMENT, REPLACEMENT, REPAIR, EQUIPMENT, LOCATION, REMOVAL AND DEMOLITION OF DETACHED ONE AND TWO FAMILY DWELLINGS AND MULTIPLE SINGLE FAMILY DWELLINGS (TOWNHOUSES) NOT MORE THAN THREE STORIES IN HEIGHT WITH SEPARATE MEANS OF EGRESS IN THE CITY OF RED LODGE, MONTANA: PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECITON OF FEES THEREFORE: REPEALING SECTION 15.04.040 OF ORDINANCE NO. 798 OF THE CITY OF RED LODGE, MONTANA AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

Motion by Mahan, second by Kampfe to approved Ordinance No. 877 on second reading. On roll call vote all Aldermen present voted “Aye.” Motion carried.

**Update on Carbon County Growth Policy** City staff will continue to participate in the County Growth Policy discussions. Sanderson said the hope being that some of the tenets of the City Growth Policy be incorporated into the County document in the near Red Lodge area.

**Land Sale – Heritage Propane Update** Mayor Scanlin said the appraisal that has been done on the Heritage Propane property has been received by the City. She will be giving this appraisal to the Land Use Committee to review. Heritage Holding has given the City a proposal to purchase this property. This will be coming back to the Council with a recommendation from the committee.

**Public Works – Use of City Owned Property – Street Closure – Beartooth Run to the Sun** The proposed time-frame of use for the Red Lodge Civic Center parking lot will be Saturday, Sept. 12, 2009 from 8:00 a.m. to 6:00 p.m. and Sunday, Sept. 13, 2009 from 8:00 a.m. to 5:00 p.m. The street closure of South Oaks Ave. between 13<sup>th</sup> and 16<sup>th</sup> Streets will be only on Sunday, Sept. 13, 2009 from 8:00 a.m. to 5:00 p.m.

Motion by Priest, second by Mahan to approve the use of City owned property, Civic Center parking lot, by the Red Lodge Road Kings and Beartooth Run to the Sun for Sept. 12th and 13th. On roll call vote those in favor: Aldermen Kampfe, Mahan, Richter, Labrie and Kennicott. Those to abstain: Alderman Priest. Motion carried.

Motion by Priest, second by Mahan to approve the street closure request by Red Lodge Road Kings and Beartooth Run to the Sun for Sept. 13, 2009 for the 200 through 400 blocks of Oaks Ave. On roll call vote those in favor: Aldermen Kampfe, Mahan, Richter, Labrie and Kennicott. Those abstained: Alderman Priest. Motion carried.

Priest commented that the 35-mile per hour sign on Willow Creek Road has not yet been installed by the City. This will be passed on to the City crew.

Sanderson said the Ordinance regarding the speed zones at the new high school is now in effect so he will remind the crew that the signs can be put up.

**CITIZEN REPORTS** Jeff Wise, Citizens for Preserving Quality of Life in Red Lodge, had a good meeting with Tim Buckstead and found some common items of interest to discuss regarding the Beartooth Rally. Wise said the committee feels there needs to be a comprehensive vendor package made available. The group would like to see a progressive flow of events that would get this event out of the City limits. It was felt this would then decrease the number of street closures.

Tammy Hoth said that in the next two to three weeks several of the manufactured homes from Mountain Springs Villa will be going down the road. The old homes will be going out with the new homes being moved in. The traffic on the north end of town may be slowed down a little during this period of time.

Don Coutts would like to see more traffic control by his barn to the new school on 2<sup>nd</sup> Street. He is afraid that someone could get hurt, especially when they are riding bicycles. The Mayor told Mr. Coutts that the City is hoping to improve the situation in this area.

Clare Witcomb commented on the road to the Nature Center, ball fields and the school. She asked if there would be a stop sign put up at the intersection of the Nature Center and the new school. Mayor Scanlin said she did not think there was anything in the works at this time. Whitcomb said that when you come to this “T” there is a mound of dirt that is not slowing down traffic at all. However, she said when the speed signs are put up this might help the problem. The PWD will be advised to see if there is something that can be done to help this problem.

Tim Buckstead commented that his view on the street closures and the closure for the vendors is to give people something to do. He feels there could be more problems without the closures.

**OLD BUSINESS** Sanderson said the City has been allocated \$52,710 through HB645. The funds are housed with the Department of Commerce. Sanderson will be requesting the first appropriation, which will pay for the reroofing of City Hall that has been completed.

Mayor Scanlin gave the Council some news articles on the meeting that was held in Jackson Hole that she attended. She will give more information as she receives it.

Beth Hutchinson told the Council that she feels they have a good opportunity as things get going to hold workshops with the residents of Red Lodge to share information.

**NEW BUSINESS** None

**CORRESPONDENCE** None

**MISCELLANEOUS** A budget session will be held June 2, 2009 from 5:00 p.m. to 7:00 p.m. at City Hall. The Mayor requested that all department heads attend this meeting.

Meeting adjourned at 8:25 p.m.

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Mayor

ATTEST:

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City Clerk