

March 10, 2015

The Red Lodge City Council met in regular session on March 10, 2015 at 7:00 p.m. The meeting was called to order by Mayor Williams followed by the Pledge of Allegiance to the Flag.

**ROLL CALL OF OFFICERS** Present: Mayor Williams, Aldermen Foisy, Mahan, Larson, Labrie, and Brown. Absent: Alderman Schoenike.

**DEPARTMENT HEAD ATTENDANCE:** Police Chief- Steve Hibler, City Clerk – Loni Hanson, Public Works Director – Jim Bushnell, and Fire Chief- Tom Kuntz.

**MINUTES OF FEBRUARY 10** Motion by Mahan, second by Labrie to approve the minutes of February 10, 2015 as submitted. On roll call vote all Aldermen present voted “Aye.” Motion carried.

**CLAIMS AGAINST THE CITY** Motion by Labrie, second by Larson that claims against the City totaling \$104,337.91 approved by the Auditing Committee, be paid and warrants drawn on their respective funds in payment. On roll call vote all Aldermen present voted “Aye.” Motion carried.

Labrie pointed out Vali Information Systems submitted a claim for \$1,700.30 for the setup and maintenance of our new water billing system. Joseph Eve and Company, CPA, who are working on the City’s audit and helped with the annual report, submitted a claim for \$5,483.00.

**OFFICERS REPORTS** The officer’s reports were presented to the Council for their review. Foisy said there was an updated collection from last month for \$3,500 on the Resort Tax. He included a poster for the Red Lodge Resort Tax Forum on March 26, 2015. Foisy said the Public Works Director is going to be working on a water audit with the help of Montana Rural Water.

**COMMENTS FROM PUBLIC REGARDING MATTERS WITHIN CITY JURISDICTION THAT ARE NOT ON THE AGENDA** none

**STANDING COMMITTEES- ADMINISTRATION Resolution #3383, repealing Resolution #3336 to cease operating the City Court as a Court of Record** Motion by Larson, second by Labrie to approve Resolution #3383, a resolution repealing Resolution #3336 to cease operating the City Court as a court of record. On roll call vote all Aldermen present voted “Aye.” Motion carried.

### **RESOLUTION NO. 3383**

**A RESOLUTION OF THE CITY COUNCIL REPEALING RESOLUTION NO. 3336, A RESOLUTION PREVIOUSLY ESTABLISHING THE CITY COURT AS A COURT OF RECORD.**

WHEREAS, the City Council designated the Carbon County Justice of the Peace as the City Court pursuant to Montana law, specifically MCA §3-11-205(1), and through the adoption of Ordinance No. 913; and

WHEREAS, the City Council previously established a City Court of Record through Resolution No. 3336 pursuant to Montana law; and

WHEREAS, the Carbon County Justice of the Peace has not been designated a Court of Record at this time requiring the City Council to change the previous designation of the City Court for purposes of consistency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Red Lodge, Montana, that Resolution No. 3336 designating the City Court as a Court of Record is hereby repealed in its entirety; and

BE IT FURTHER RESOLVED, the City Court shall operate pursuant to and consistent with Ordinance No. 913.

Approved by the City Council of the City of Red Lodge, Montana, this 10<sup>th</sup> day of March 2015.

City of Red Lodge.

By: \_\_\_\_\_  
Mayor Ed Williams

Attest:

By: \_\_\_\_\_  
Loni Hanson, City Clerk

**Letter of Support for land exchange between R.L. Mountain and Forest Service** Motion by Labrie, second by Larson to approve a letter of support for land exchange between R.L. Mountain and the Forest Service. On roll call vote all Aldermen present voted “Aye.” Motion carried.

Labrie said this land exchange will help the R.L. Mountain with some updates needed to be done at the base in exchange for land in the Cole Creek area.

Foisy said in the land exchange there will be a bonus of some recreational opportunities. He said he wanted to make everyone aware that once the land exchange takes place, the only review agency will be the County. He recommended the City be involved as the County updates their development regulations, to make sure those regulations provide an opportunity that the proposed development is consistent with the City’s desires.

Mahan said this is a good thing for the larger community.

**Use of City owned land- Cruisen Red Lodge** Motion by Foisy, second by Brown to approve the use of Pride Park and the south end of the Airport, on July 25 and 26. On roll call vote all Aldermen present voted “Aye.” Motion carried.

Mahan said it is a great event that has been going on for a few years and has been very well managed. The money that they have raised has helped many organizations within the community.

**Use of City owned land- Grizzly Peak Turn, Pedal, Burn** Mayor Williams moved this item to discussion instead of action.

Labrie stated the application that was submitted does not use any of the City owned land, therefore did not need to be submitted, but she was glad that they did as the City has some concerns. She said the largest concern the City had was the closing of Broadway between 9<sup>th</sup> and 10<sup>th</sup> Street in front of the Elks Club. Labrie said for it being on a Saturday, it may impact businesses and traffic flow.

Jennifer Drinkwalter, event organizer, said they had talked with MDOT and they were just concerned about the businesses. She said she did talk to all of the effected businesses and they were fine with it.

Tim Weamer said the route changed to bring people back into Red Lodge and they scheduled it during the off season, after the Mountain closed and before the Beartooth Pass opens.

Tom Kuntz said as a business owner he felt it was a huge improvement to move it back into town. He said this is the only event that happens between the Mountain closing and the Pass opening and it does bring people into town.

Mayor Williams said one of the issues he had was making sure that traffic was redirected back onto Broadway after they went around the street closure. He told Jennifer she could work with the Chief of Police to help her set up the detours.

Foisy said another alternative if Broadway could not be closed, they could block off one of the side streets by the Elks Club.

**Use of City owned land- Shakespeare in the Park, Art in the Beartooths, and Labor Day** Motion by Foisy, second by Mahan to approve use of Lions Club Park for Art in the Beartooths, July 11<sup>th</sup>, Shakespeare in the Park, July 25<sup>th</sup> and Labor Day Arts Fair, September 7<sup>th</sup> subject to they provide an updated insurance policy as the one they provided expires before the events. On roll call vote all Aldermen present voted "Aye." Motion carried.

**Other Administration Items** Labrie said they will have the Library's Memorandum of Understanding for discussion at the next council meeting.

**EMERGENCY SERVICES Ordinance #915, adopting most recent fire codes** Tom Kuntz said this ordinance cleans up excess legislation in current ordinances and it will consolidate all the fire ordinances into one. He said there will need to be two amendments to the ordinance, one is the fees should be a resolution and not included in the ordinance and voted on separately. The second is we failed to repeal the fire code itself and need to change that. Tom said the Fire Prevention and Safety Codes do not add or change anything drastically from how they have been doing things.

Foisy asked Tom if appendix B, C, and D would be attached to the new ordinance.

Tom said the entire Fire Code, which has appendix B, C, and D, will be here at City Hall in the new version.

**Other Emergency Service items** Larson said they have been working on the codes, the Police Department is working on some grants and Glory is working with Jon Trapp and Loni on the addressing.

**LAND USE AND PLANNING** Labrie said the Growth Policy will be open for public hearing at the April 14<sup>th</sup> council meeting. She said the survey has been done at Double Ditch Park and will be on the agenda for the March 24<sup>th</sup> meeting and it is just a confirmation of the boundaries, so that it can be finalized.

**PUBLIC WORKS** Foisy said everyone should have a copy of the water and sewer rate study that we received from Great West Engineering. He said the Public Works Committee will be meeting with Chad from Great West on March 24<sup>th</sup> at 3:45 p.m. and will review the study. Foisy asked for a volunteer from the Council to sit in with them during their meeting with Chad. Labrie volunteered to sit in.

Williams said he would like to have a meeting with the public regarding the rate study, not a public hearing, but a public meeting like the one we did when creating the Fire District. He said he would like to inform the public on how the process is going to happen and to keep them informed.

Mahan offered the use of the Elks for the public meeting.

Foisy said the committee discussed the action items under the calendar year of 2015 of the Capital Improvements Plan. Starting with the preliminary engineering report for the wastewater system, which is \$100,000 and they will be hitting the grants this spring. He said there are a number of wastewater improvements, including the generators at the lift station and wastewater treatment plant, and the sewer vac truck. Foisy said those are contingent on the sewer rate adjustments to fund those. He said they discussed the cemetery improvements, including the mausoleum and the irrigation system. Foisy said the Police building roof repair was another action item that was discussed.

Foisy said they are going to talk with the Community Foundation on the Pool Endowment. He said they discussed GPSing water and sewer mains and valves. The Public Works Director will be working on the water audit and will be working on starting to fill potholes.

**CITIZEN REPORT** None

**CORRESPONDENCE** None

**MISCELLANEOUS** Labrie said the Celebration of Our Youth awards are coming up on March 19<sup>th</sup> at the Boys and Girls Club at 6:00 p.m.

Mahan said Bill Raines has agreed to be the Grand Marshal for the 4<sup>th</sup> of July parades. She said he is a sculptor and artist. He is considered the current Charlie Russell. He is going to create an original piece to be auctioned off at the banquet. Mahan said the theme this year for the 4<sup>th</sup> of July will be "Cowboy Art & Artist". Mahan said the rodeo banquet this year will be April 11<sup>th</sup>.

Chief Hibler wanted to let everyone know that they are going to start a program with the Boys and Girls Club to have the officers be at the Club on Friday nights for the teenage kids to come in and hang out.

Larson said they sold the ladder truck for \$3,000.

Meeting adjourned at 7:40 p.m.

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Mayor

ATTEST:

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City Clerk