

July 28, 2015

The Red Lodge City Council met in regular session on July 28, 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, Labrie, Brown, and Schoenike. Absent: None.

**DEPARTMENT HEAD ATTENDANCE:** Police Chief- Steve Hibler, City Clerk – Loni Hanson, Public Works Director – Jim Bushnell, and Community Development Director- Peter Italiano.

**MINUTES OF JULY 14, 2015** Motion by Mahan, second by Labrie to approve the minutes of July 14, 2015 as submitted. On roll call vote all Aldermen present voted “Aye.” Motion carried.

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

**STANDING COMMITTEES-ADMINISTRATION- Ward 2 Vacancy- Williams said the City has a vacancy on the Council in Ward 2.** He said the City received a letter from Bill Larson stating his resignation from the Council effective July 22, 2015. Williams thanked Bill for the time he spent on the Council and wished him well in his future endeavors.

Labrie said they are currently working on finding someone to fill the vacancy and complete Larson’s term. She said they would like to make the appointment at the August 25 Council meeting and we are required to fill his vacancy within 30 days of his resignation. Labrie said the vacancy will be noticed in the newspaper, posted at City Hall, the Post Office, Library and on social media. Labrie said anyone interested needs to apply by August 20. Labrie said the applicant must live in Ward 2, which is from 9<sup>th</sup> street to 15<sup>th</sup> street.

**EMERGENCY SERVICES** Mahan said she is the new Emergency Services Committee chairperson.

Mahan said they will be working more on the addressing. She talked with Skip Bratton with Red Lodge Surveying and he is willing to help with the addressing. Mahan said the committee is still working with the Fire and Police Departments and are continuing to move forward on this project.

Mahan stated the Red Lodge Citizen’s Academy will be coming up again starting July 30 through August 29. The classes are held on Thursday evenings or Saturday mornings. Mahan said it is an excellent way to learn what the police do and what the rules and regulations are. It is also a great way to learn how to help keep yourself safe.

**Beartooth Rally Update** Chief Hibler gave his report on the recent Beartooth Rally that was held this past weekend. He said it was an excellent Rally. Hibler said the numbers were down

from last year, due to the weather and the upcoming 75<sup>th</sup> Anniversary Sturgis Rally. He said they reduced the City's Police enforcement by 20% this year. He presented the Council with an After Action Report, which showed the activity the department dealt with and a map of where the vendors were located this year. The department did receive a report on Monday of a missing person and he was found deceased, Tuesday night at mile marker 90 on Highway 212 after being involved in a fatal motorcycle accident. Hibler said they had six accidents during the Rally, but only one occurred in the City limits. He said they issued 22 citations and gave out warnings and had 122 services, which included giving rides up to the campground, giving directions, helping with broken down motorcycles and helping where ever else they needed to. Hibler said they had three drunken driving arrests, two were from the Rally and one was a local coming home from work. He said they had twelve criminal arrests and only four of those were from the Rally.

Williams said the City did receive a grant for \$5000 to help with the cost of paying the Police Reserves used during the Rally.

**Other Emergency Items** Williams said for months the City Police Department has been working on some drug issues in Red Lodge. He said Officer Greg Srock has been one of the main officers working on this.

Chief Hibler said through Officer Srock's efforts, an individual was arrested, who was a major drug distributor and also who the DEA had been after for a while. Hibler said the City will be receiving money from the DEA from this arrest but was not sure on the amount.

Williams wanted to congratulate Officer Srock for the time and effort he put into tracking down this individual.

**LAND USE AND PLANNING- Tesla Charging Stations** Schoenike said the committee had some discussion about bringing a Tesla Charging Station to Red Lodge. He said with the new electric cars coming out, communities have been installing these charging stations where people can charge their cars. Schoenike said they will be passing the information they received on this charging station onto the Chamber of Commerce and let them decide if this is something Red Lodge needs.

**Building Codes Board of Appeals** Schoenike asked Community Development Director, Peter Italiano, to address the Building Codes Board of Appeals.

Italiano said he is in the process of identifying who is currently on the Board of Appeals. He said he has found two names, but there are a total of five members on that Board. Italiano said he is also in the process of creating a fact sheet for the Council on what the International Building Codes expect from the Board of Appeals and he should have it to Council by the end of August.

Williams stated he would like to reappoint the members of the Board of Appeals, so going forward, the Council will know how long the terms are and who is on the Board.

**Resolution #3392-Camping Exemption-Softball Tournament** Motion by Schoenike, second by Labrie to approve Resolution #3392, a resolution of the City Council of the City of Red Lodge, Montana granting a waiver to the Carbon and Stillwater Adult Co-Ed Softball League to allow for camping at and near the softball diamonds at Coal Miner’s Park. On roll call vote all Aldermen present voted “Aye.” Motion carried.

RESOLUTION NO. 3392

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA, GRANTING A WAIVER TO THE CARBON AND STILLWATER ADULT CO-ED SOFTBALL LEAGUE TO ALLOW FOR CAMPING AT AND NEAR THE SOFTBALL DIAMONDS AT COAL MINERS PARK.

**Whereas**, Title 4 Chapter 1 Section 9 Sub-Section A of the Red Lodge City Code states “No person shall camp in lots owned by the City, or City facility parking lots, at any time”; AND

**Whereas**, Title 4 Chapter 1 Section 9 Sub-Section C of the Red Lodge City Code states “The City Council may waive this requirement for organizations with specific pre-planned events”; AND

**Whereas**, The Carbon and Stillwater Adult Co-ed Softball League has been holding its end of season softball tournament at the ball fields on the city owned land, commonly referred to as Coal Miner’s Park, for years without major incident;

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Red Lodge, Montana, does hereby grant a waiver to the Carbon and Stillwater Adult Co-ed Softball League to allow for camping at and near the softball diamonds at Coal Miner’s Park during the weekend of August 14-16, 2015, with the following provisions:

1. The Softball League will ensure that all food and trash is properly secured and/or disposed of;
2. The Softball League will ensure that the ball fields and all surrounding areas are adequately cleaned by Monday morning, August 17<sup>th</sup>;
3. The City reserves the right to charge the League for cleaning costs should the area not be left in appropriate condition.

PASSED AND APPROVED BY A MAJORITY OF THE RED LODGE CITY COUNCIL on this 28<sup>th</sup> Day of July, 2015.

City of Red Lodge

\_\_\_\_\_  
Ed Williams, Mayor

Attest:

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Loni Hanson, City Clerk

Schoenike said the Council passed Ordinance no.911 last year, which spoke to camping restrictions on City owned property and the City's rights-of-way. He said the Softball League has been using the softball diamonds at Coal Miner's Park for many years and the City has not had any major issues and would like to give them an exemption for camping on the City property. This exemption would only be used for this year and he would like to create a MOU with the Softball League and other user groups of Coal Miners Park, so we can establish a standing exemption and solidify other understandings for the use of the Park.

Schoenike commented that he did receive a call from Jennifer Drinkwalter about using the part of the parking lot by Coal Miner's Park for parking for the Cycle Greater Yellowstone group during the softball tournament. Schoenike said the Softball League did not see any issues with them using a part of the parking lot. Schoenike stated at the next Council meeting, the Council should receive more info from Jennifer Drinkwalter on requesting the use of the parking lot.

**Other Land Use and Planning Items** Schoenike said the committee had a lengthy discussion concerning some issues that need to be addressed in our Zoning Codes, including the substandard lots. He said they also discussed lots where the only access to those lots is through the alleys and the lots along the creek where the access to those are also limited.

**PUBLIC WORKS Water/Wastewater Services Outside City Limits** Foisy said a memo was included in the Council packets requesting water service to a lot outside of the City limits. He said the individual paid the impact and tap fee back in 2003. Foisy said this is technically an appeal to the Council from the decision of the Public Works Director. Foisy said the Committee is going to define further the City's obligation per the permit that was purchased in 2003 and per a previous ordinance. Foisy said they have nothing to recommend to the Council at this time.

Williams recommended the Committee send their findings to the City's attorney to look over.

**Parks, Trees and Recreation Board and Tree Regulations** Foisy said currently all of the Parks, Trees and Recreation Board regulations are included in one ordinance. He said they are working on creating two separate ordinances. Foisy said at the next Public Works Committee they will make any final changes to the ordinances and have them up for first reading at the August 25<sup>th</sup> Council Meeting.

**Force Main Design, Great West Engineering Proposal** Motion by Foisy, second by Mahan to approve the proposal for the new force main design from Great West Engineering for \$38,000. . On roll call vote all Aldermen present voted "Aye." Motion carried.

Foisy said the proposal from Great West Engineering was included in the Council packets. The proposal includes the rehabbing and replacement of the existing lift station and new a force main across Hwy 212 directly to the Sewer plant. This should relieve problems the City is having with the current force main that runs past the hospital. This is one of the major projects that were included in the Capital Improvements Plan. He said this is just the preliminary design phase of this project. Foisy said once Great West gets approval to move forward with the design, they will have it completed within six weeks.

Williams said this project will eliminate the need to have a new force main from the current lift station up to 2<sup>nd</sup> Street.

**Other Public Works Items** Foisy said the proposals for the RFP/SOQ for the Preliminary Engineering Report for the Wastewater Facilities are due Friday, August 21. He said the Public Works Committee will meet and open them and might have a recommendation by the August 25th Council meeting depending on if they need to do interviews or not.

Foisy said the water well that runs some of the Sewer Plant equipment has quit working and a well driller will be there tomorrow to check it out.

**CITIZEN REPORT** None.

**CORRESPONDENCE** Williams said he received an update on the Highway Improvement Project. He said they will be finished by August 31<sup>st</sup> and have everything cleaned up by September 15<sup>th</sup>. He said some of the things they still have to do include milling Brewery Hill and repave it, milling from 2<sup>nd</sup> Street to Robinson Lane and repave it, and finish milling down Broadway and getting it paved. They also need to finish Broadway from 5<sup>th</sup> Street to 8<sup>th</sup> Street.

Chief Hibler said they did receive many complaints during the Rally about the ADA compliant crosswalk corners.

**MISCELLANEOUS** Mahan said Republic Services employee, Lester Vernon, was visiting Red Lodge and came to City Hall and said that if the City would buy a garbage truck, he would come back and run it for the City.

Meeting adjourned at 7:51 p.m.

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Mayor

ATTEST:

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City Clerk