

MINUTES OF THE CITY COUNCIL OF LAUREL

May 3, 2005

A regular meeting of the City Council of the City of Laurel, Montana, was held in the Council Chambers and called to order by Mayor Ken Olson at 6:30 p.m. on May 3, 2005.

COUNCIL MEMBERS PRESENT: Dick Fritzler Doug Poehls
 Kate Stevenson Mark Mace
 Gay Easton Daniel Dart
 Jennifer Johnson John Oakes

COUNCIL MEMBERS ABSENT: None

Mayor Olson led the Pledge of Allegiance to the American flag.

Mayor Olson asked the council to observe a moment of silence.

MINUTES:

Motion by Alderman Poehls to approve the minutes of the regular meeting of April 19, 2005, as presented, seconded by Alderman Mace. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

CORRESPONDENCE:

Montana Department of Commerce: Letter of April 15, 2005 regarding funding for Treasure State Endowment Program (TSEP) projects.

Big Sky Economic Development Authority: Letter of April 19, 2005 regarding Tax Reduction Request for "New and Expanding Industry Program" from CHS Inc., (Cenex Refinery), PO Box 909, 803 Highway 212 South, Laurel, MT 59044.

PUBLIC HEARING: None.

CONSENT ITEMS:

- **Claims for the month of April 2005 in the amount of \$356,218.01.**
A complete listing of the claims and their amounts is on file in the Clerk-Treasurer's Office.
- **Approval of Payroll Register for PPE 04/24/2005 totaling \$102,799.97.**
- **Receiving the Committee Reports into the Record.**
 - Budget/Finance Committee minutes of April 5, 2005 were presented.
 - Council Workshop minutes of April 26, 2005 were presented.
 - Emergency Services Committee minutes of April 25, 2005 were presented.

The mayor asked if there was any separation of consent items. There was none.

Motion by Alderman Mace to approve the consent items as presented, seconded by Alderwoman Stevenson. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

CEREMONIAL CALENDAR: None.

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT):

Larry Tanglen apologized to the council and Mayor Olson for statements in a recent article in the *Laurel Outlook* about the Local Government Review Commission. The statements, which were attributed to Mayor Olson, were actually made by Cal Cumin.

Mayor Olson thanked Larry for his apology.

SCHEDULED MATTERS:

- **Confirmation of Appointments.**

Insurance and Benefit Committee:

Mayor Olson stated that Kurt Markegard would replace Mike Nieskens as a non-union representative on the Insurance and Benefit Committee.

Laurel Police Reserves:

Mayor Olson appointed Trevor Kirschenmann to the Laurel Police Reserves.

Motion by Alderman Dart to approve the appointment of Trevor Kirschenmann to the Laurel Police Reserves, seconded by Alderman Poehls. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Ordinance No. O04-08: Ordinance amending certain sections of Chapter 8 for the purpose of revising the procedure the City utilizes to establish the nonresidential garbage fees and rates in the Laurel Municipal Code.** Second reading.

Motion by Alderman Oakes to adopt Ordinance No. O04-08, seconded by Alderman Poehls. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Ordinance No. O05-04: An ordinance amending the zoning map of the City of Laurel, Montana, incorporating Phase One of the Iron Horse Station Subdivision, an addition to the City of Laurel.** Second reading.

Motion by Alderwoman Johnson to adopt Ordinance No. O05-04, seconded by Alderman Oakes. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Ordinance No. O05-05: Ordinance amending the zoning map of the City of Laurel, Montana, relating to the Solid Foundations Subdivision, an addition to the City of Laurel.** Second reading.

Motion by Alderman Easton to adopt Ordinance No. O05-05, seconded by Alderwoman Stevenson. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Resolution No. R05-39: A resolution of intent to increase non-residential solid waste rates and setting the public hearing date.**

Motion by Alderwoman Stevenson to approve Resolution No. R05-39, seconded by Alderman Fritzler.

Alderman Poehls expressed his appreciation for the work done by Steve Klotz on the solid waste rate issue and for contacting the twenty-two business owners regarding the rate increase.

A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

The public hearing will be on the council agenda on May 17, 2005.

- **Resolution No. R05-40: A resolution authorizing the Mayor to sign Task Order No. 9 for an engineering study and report for updates to the Wastewater Facilities Plan.**

Motion by Alderman Fritzier to approve Resolution No. R05-40, seconded by Alderwoman Stevenson. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Resolution No. R05-41: A resolution authorizing the Mayor to sign Change Order No. 1 for cost increases in the Main Street Waterline Project.**

Motion by Alderman Poehls to approve Resolution No. R05-41, seconded by Alderman Mace. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Resolution No. R05-42: Resolution of the city council conveying title of city surplus property to School District No. 7-70 to be used as part of the new middle school construction project.**

Motion by Alderman Mace to approve Resolution No. R05-42, seconded by Alderman Dart. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Resolution No. R05-43: A resolution authorizing the Mayor to sign Change Orders No. 1, 2, and 4 for the City Hall remodel.**

Motion by Alderman Dart to approve Resolution No. R05-43, seconded by Alderman Oakes. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

- **Resolution No. R05-44: A resolution authorizing the Mayor to amend the previously approved agreement with Big Sky Economic Development Authority to extend the term of the original agreement from June 30, 2005 to March 31, 2006.**

Motion by Alderman Oakes to approve Resolution No. R05-44, seconded by Alderman Dart. A roll call vote was taken on the motion. All eight aldermen/women present voted aye. Motion carried 8-0.

ITEMS REMOVED FROM THE CONSENT AGENDA: None.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

- Review of Monthly Reports: Police, Fire, Ambulance, and Code Enforcement: None.

Alderman Poehls mentioned the YMCA Benefit Dinner Auction on Saturday, May 21st, at the Rod and Gun Club.

Alderman Dart asked Mayor Olson to put discussion regarding the options for the Laurel Ambulance Service on the next council workshop agenda.

Alderwoman Johnson informed the council that twenty people attended the Arbor Day celebration and tree planting last week at Murray Park.

Alderwoman Johnson received an e-mail from Big Sky EDA regarding a tentative bill signing ceremony set for Thursday, May 5th, at 2:30 p.m. for Governor Schweitzer to sign the state-wide economic development trust fund, House Bill 249, into law. It is the first state-wide economic development incentive pooled dollars to tap into for expanding businesses or new businesses locating to Montana.

Mayor Olson stated that he missed the opportunity to hear Dave Murray speak at the Arbor Day celebration.

Alderman Easton gave a brief history of Murray Park. Dave Murray came to town after WWII in 1950 or 1951 when the northern boundary of the city limits was by the current post office.

Alderman Easton mentioned that the Tree Board met today to begin an inventory of the trees in the City of Laurel and to begin review of the ordinances to coincide with the proposed program for trees within the city. A damaged tree in Firemen’s Park will be replaced with a tree from a Soil Conservation District program. The attorney will review the ordinance, which will be presented to the council soon. The Tree Board will work with the Cemetery Board on the tree program. There are plans to start a tree nursery at the sewer plant so that trees are available for use throughout the city. Information regarding the Tree Board will be published in the next *Laurel City Voice*. With the 8th Avenue Project, the City of Laurel will be able to determine the kinds of trees that should be planted in the boulevards.

Mayor Olson recently received a letter of resignation from Tom Maack from his council-appointed position on the City-County Planning Board. The council will need to find a replacement for this position.

Alderman Johnson requested that a discussion regarding street repair be placed on the May 10th council workshop agenda, and Mayor Olson agreed to do so.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

Motion by Alderwoman Johnson to adjourn the council meeting, seconded by Alderwoman Stevenson. All eight aldermen/women present voted aye. Motion carried 8-0.

There being no further business to come before the council at this time, the meeting was adjourned at 7:02 p.m.

Cindy Allen, Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 17th day of May, 2005.

Kenneth E. Olson, Jr., Mayor

Attest:

Mary K. Embleton, Clerk-Treasurer