

MINUTES OF THE CITY COUNCIL OF LAUREL

May 15, 2007

A regular meeting of the City Council of the City of Laurel, Montana, was held in the Council Chambers and called to order by President Gay Easton at 6:30 p.m. on May 15, 2007. Mayor Olson was unable to attend due to illness.

COUNCIL MEMBERS PRESENT: Emelie Eaton Doug Poehls
 Kate Hart Mark Mace
 Gay Easton Chuck Dickerson
 Vonda Hotchkiss Norm Stamper

COUNCIL MEMBERS ABSENT: None

OTHER STAFF PRESENT: Mary Embleton Larry McCann
 Sam Painter Jay Martin

President Easton led the Pledge of Allegiance to the American flag.

President Easton asked the council to observe a moment of silence.

MINUTES:

Motion by Council Member Stamper to approve the minutes of the regular meeting of May 1, 2007, as presented, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

CORRESPONDENCE:

Cable Montana: Service Reports for February 2007; Service Reports for March 2007.

PUBLIC HEARINGS:

- **Ordinance No. O07-05: Ordinance for Laurel Cable Communications.** (First reading – 04/17/2007)

President Easton opened the public hearing.

President Easton asked three times if there were any proponents. There were none.

President Easton asked three times if there were any opponents. There were none.

President Easton closed the public hearing.

- **Ordinance No. O07-06: Ordinance to amend previously approved City Ordinance No. O06-04 to renumber Sections 12.28.070, 15.36.180 and 15.03.010 and revising Section 15.20.010 of the Laurel Municipal Code.** (First reading – 05/01/2007)

President Easton opened the public hearing.

President Easton asked three times if there were any proponents. There were none.

President Easton asked three times if there were any opponents. There were none.

President Easton closed the public hearing.

CONSENT ITEMS:

- **Clerk/Treasurer Financial Statements for the month of April 2007.**

- **Approval of Payroll Register for PPE 05/06/2007 totaling \$131,248.56.**
- **Receiving the Committee Reports into the Record.**
 - Budget/Finance Committee minutes of May 1, 2007 were presented.
 - Insurance Committee minutes of May 3, 2007 were presented.
 - City-County Planning Board minutes of May 3, 2007 were presented.
 - Tree Board minutes of April 26, 2007 were presented.
 - Council Workshop minutes of May 8, 2007 were presented.

There were no separations of the consent items.

Motion by Council Member Mace to approve the consent items as presented, seconded by Council Member Poehls. There was no public comment or council discussion. A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

CEREMONIAL CALENDAR:

- **Poppy Day Proclamation**

President Easton read the Poppy Day Proclamation, which proclaimed Friday, May 25th, as Poppy Day in the City of Laurel.

- **Arbor Day Celebration video**

President Easton played video taken during the Arbor Day Celebration on Thursday, April 26th, at Veterans' Park. The video included presentations by the State Forester and school children from Graff School. President Easton thanked the council members that attended the Arbor Day event.

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

SCHEDULED MATTERS:

- **Confirmation of Appointments.**

Laurel Ambulance Attendant:

President Easton appointed Scott Spina as an attendant for the Laurel Ambulance Service.

Motion by Council Member Poehls to approve the Mayor's appointment of Scott Spina as an attendant for the Laurel Ambulance Service, seconded by Council Member Mace. There was no public comment.

President Easton recognized Scott Spina and Jay Martin, who serves as the Assistant Ambulance Director.

A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

- **Resolution No. R07-29: A resolution of the City Council accepting the bid for a new ambulance from Medtec Ambulance Corporation.**

Motion by Council Member Dickerson to approve Resolution No. R07-29, seconded by Council Member Stamper. There was no public comment or council discussion. A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

- **Resolution No. R07-30: A resolution to approve a temporary use permit for Mo Cones for proposed location at 704 First Avenue, Laurel, Montana.**

Motion by Council Member Eaton to approve Resolution No. R07-30, seconded by Council Member Hart. There was no public comment.

Council Member Hotchkiss asked if the permit was just for Mo Cones to set up and get started and if there was still a requirement for him to get the \$1,500 for insurance. President Easton stated that was correct.

Council Member Poehls clarified that the \$1,500 is not insurance, but it is actually held in lieu of bond.

A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

- **Resolution No. R07-31: Resolution of the City Council granting Ricci's Express a variance from the City's restriction on gas canopy heights of 25 feet allowing Ricci's Express to build a gas canopy that exceeds the height restriction by 2 feet, 11 9/16 inches.**

Motion by Council Member Hart to approve Resolution No. R07-31, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

- **Resolution No. R07-32: Resolution of the City Council providing authority for the City of Laurel Fire Department to inspect all businesses within its jurisdictional boundaries who market or sell fireworks, firecrackers and other pyrotechnics.**

Motion by Council Member Hotchkiss to approve Resolution No. R07-32, seconded by Council Member Poehls. There was no public comment or council discussion. A vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

- **Ordinance No. O07-04: An ordinance amending Title 14 to adopt the International Energy Conservation Code, 2003 Edition, and providing authority for the Mayor to adopt future additions of the Code through Administrative Order. Second reading.**

Motion by Council Member Poehls to adopt Ordinance No. O07-04, seconded by Council Member Dickerson. There was no public comment or council discussion. A roll call vote was taken on the motion. All eight council members present voted aye. Motion carried 8-0.

ITEMS REMOVED FROM THE CONSENT AGENDA: None.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

Council Member Mace thanked the Public Works Department for the patcher demonstration prior to the council meeting. He thinks the city will save money and accomplish more work with this piece of equipment and the public should be informed about it. Council Member Mace also stated that the new water meter system is a huge improvement for the city, and the city is on the right track and needs to continue with similar steps.

Council Member Dickerson requested that CPR training for the city crew be added to the May 29th council workshop agenda. He also commented positively regarding the patcher demonstration.

President Easton stated that the city is working on the safety program and the CPR training would be included in that.

Council Member Stamper stated that he was impressed with the patcher demonstration.

Council Member Hotchkiss mentioned that last week's Elected Officials' Conference was very informative.

Council Member Hart mentioned that she would be gone for the next two meetings. She stated that Darlene Tussing would give a PowerPoint presentation on the trail systems at the council workshop on June 26th.

Council Member Eaton received a call from a resident regarding a sidewalk issue in downtown Laurel. There was discussion regarding the sidewalk issue, the proper process to address the issue through the code enforcement inspector, the suggestion to highlight potential issues for public awareness, the liabilities involved in this and similar issues, and a presentation regarding liability at last week's Elected Officials' Conference. Following the discussion, it was suggested to schedule MMIA to give a presentation on liability exposure and risk management at a future council workshop.

A council retreat with Dr. Ken Weaver and Judy Mathre is scheduled for Tuesday, May 22nd, at 6:30 p.m. in the conference room at the Laurel Best Western.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

Motion by Council Member Stamper to adjourn the council meeting, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All eight council members 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 7:35 p.m.

Cindy Allen, Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 5th day of June, 2007.

Kenneth E. Olson, Jr., Mayor

Attest:

Mary K. Embleton, Clerk-Treasurer