

MINUTES OF THE CITY COUNCIL OF LAUREL

June 17, 2008

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 June 17, 2008.

COUNCIL MEMBERS PRESENT: Emelie Eaton
 Kate Hart Mark Mace
 Gay Easton Chuck Dickerson
 Alex Wilkins Norm Stamper

COUNCIL MEMBERS ABSENT: Doug Poehls

OTHER STAFF PRESENT: Mary Embleton Bill Sheridan
 Sam Painter James Caniglia

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 Council Member Hart to approve the minutes of the regular meeting of June 3, 2008, as presented, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

CORRESPONDENCE:

Montana Department of Revenue: Letter of May 29, 2008, regarding Application for Issuance of One-Original (NEW) Montana Retail Off-Premises Consumption Beer/Wine License No. 03-999-9143-303, CVS/PHARMACY #5305, 307 South East 4th Street, Laurel, Yellowstone County, Montana.

Montana Department of Administration: Letter of May 30, 2008 regarding Response to FY 2007 Audit Report.

Laurel High School: Letter of May 29, 2008, regarding 2008 Homecoming activities.

Department of the Air Force: Letter regarding Environmental Impact Statement (EIS) to assess the potential environmental consequences of a proposal to expand and enhance the existing Powder River Complex (PRC) near Ellsworth Air Force Base (AFB) SD.

Montana Department of Transportation: Letter of June 2, 2008, regarding 2008 Transportation Needs Study.

Laurel Chamber of Commerce: Agenda of June 12, 2008.

Montana Department of Transportation: Letter of June 5, 2008 regarding US 212/N-4 & 4th Street Signing Request.

Council Member Dickerson asked if any council action was needed regarding the letter about the 2008 Laurel High School Homecoming activities. Mayor Olson stated that it is just a report to the Mayor on the application for a parade and the council has authorized the police chief to allow the parade route. The fire department has already asked for permission for discharge of fireworks at that time.

PUBLIC HEARING: None.

CONSENT ITEMS:



- **Clerk/Treasurer Financial Statements for the month of May 2008.**
- **Approval of Payroll Register for PPE 06/01/2008 totaling \$147,655.04.**
- **Receiving the Committee Reports into the Record.**

--Budget/Finance Committee minutes of June 3, 2008 were presented.

--Laurel-Yellowstone City-County Planning Board minutes of June 5, 2008 were presented.

--Park Board minutes of June 5, 2008 were presented.

--Emergency Services Committee minutes of May 28, 2008 were presented.

--Council Workshop minutes of June 10, 2008 were presented.

--Laurel Library Board minutes of May 20, 2008 were presented.

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

Motion by Council Member Mace to approve the consent items as presented, seconded by Council Member Hart. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

CEREMONIAL CALENDAR: None.

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

Council Member Wilkins arrived at the council meeting at this time.

SCHEDULED MATTERS:

- **Confirmation of Appointments.**

City-County Planning Board:

Mayor Olson reappointed Dan Koch and Deborah Horning to two-year terms ending June 30, 2010, on the City-County Planning Board.

Motion by Council Member Eaton to approve the Council's reappointments of Dan Koch and Deborah Horning to two-year terms ending June 30, 2010 on the City-County Planning Board, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

City-County Planning Board:

Mayor Olson reappointed Todd Linder to a two-year term ending June 30, 2010.

Motion by Council Member Dickerson to approve the Mayor's reappointment of Todd Linder to a two-year term ending June 30, 2010 on the City-County Planning Board, seconded by Council Member Mace. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

Laurel Airport Authority:

Mayor Olson reappointed Bill Brennan to a five-year term ending June 30, 2013.

Motion by Council Member Dickerson to approve the reappointment of Bill Brennan to a five-year term ending June 30, 2013, seconded by Council Member Stamper. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

Board of Appeals:

Mayor Olson reappointed Bob Western, Marvin Carter, and Miles Walton to two-year terms ending June 30, 2010 on the Board of Appeals.

Motion by Council Member Easton to approve the Mayor's reappointments of Bob Western, Marvin Carter, and Miles Walton to two-year terms ending June 30, 2010 on the Board of Appeals, seconded by Council Member Hart. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

Cemetery Commission:

Mayor Olson reappointed Chuck Dickerson, Chuck Rodgers, and LuAnne Engh to two-year terms ending June 30, 2010 on the Cemetery Commission.

Motion by Council Member Stamper to approve the Mayor's reappointments of Chuck Dickerson, Chuck Rodgers, and LuAnne Engh to two-year terms ending June 30, 2010 on the Cemetery Commission, seconded by Council Member Mace. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

Mayor Olson thanked Council Member Dickerson for his service on the Cemetery Commission.

- **Ordinance No. O08-04: Ordinance amending Sections 17.66.070 of the Laurel Municipal Code, adding a provision for providing notice to the Yellowstone Historic Preservation Board upon application for a demolition permit prior to demolition of the building(s) providing for a three-business-day period for purposes of photographing historic buildings. Second reading.**

Motion by Council Member Wilkins to adopt Ordinance No. O08-04, seconded by Council Member Stamper. There was no public comment or council discussion. A roll call vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Ordinance No. O08-05: Ordinance amending Section 17.56.030 of the Laurel Municipal Code to clarify when a damaged non-conforming use residential structure can be rebuilt. Second reading.**

Motion by Council Member Hart to adopt Ordinance No. O08-05, seconded by Council Member Eaton. There was no public comment or council discussion. A roll call vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-59: A resolution approving an agreement between the City of Laurel and MCM Construction for the remodeling of the Ambulance portion of the FAP building.**

Motion by Council Member Mace to approve Resolution No. R08-59, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-60: A resolution approving an agreement between the City of Laurel and the City of Billings relating to solid waste disposal.**

Motion by Council Member Eaton to approve Resolution No. R08-60, seconded by Council Member Hart. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-61: A resolution authorizing the Mayor to execute a two-year contract for City Attorney Legal Services between the City of Laurel and Elk River Law Office P.L.L.P.**

Motion by Council Member Mace to approve Resolution No. R08-61, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-62: A resolution approving an agreement between the City of Laurel and ENCODE Corporation for the provision of heating and cooling upgrades at the Laurel City Hall.**

Motion by Council Member Dickerson to approve Resolution No. R08-62, seconded by Council Member Stamper. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-63: A resolution approving an agreement between the City of Laurel and ACE Electric for electrical improvements at the Laurel City Hall.**

Motion by Council Member Easton to approve Resolution No. R08-63, seconded by Council Member Hart. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-64: A resolution of the City Council modifying Resolution No. R08-21 to incorporate an authorization for the Public Works Department to set the 2008 City of Laurel's swimming lesson fee and/or charge.**

Motion by Council Member Stamper to approve Resolution No. R08-64, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-65: Resolution of the City Council declaring the proposed South Laurel Storm Water Project as the highest priority project within the recently created Tax Increment Financing District (TIFD) and committing City funds to pay for the project.**

Motion by Council Member Hart to approve Resolution No. R08-65, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-66: A resolution approving an agreement between the City of Laurel and Patrick C. Riedl for tree trimming services within the City of Laurel.**

Motion by Council Member Mace to approve Resolution No. R08-66, seconded by Council Member Dickerson. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R08-67: A resolution approving an agreement between the City of Laurel and HD Supply Waterworks for the provision of a Water Leak Detection Survey.**

Motion by Council Member Eaton to approve Resolution No. R08-67, seconded by Council Member Hart. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

ITEMS REMOVED FROM THE CONSENT AGENDA: None.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

Council Member Dickerson stated that the Centennial Committee would meet on Thursday, June 19th, at 7:00 p.m. He asked if an Emergency Services Committee meeting is scheduled on Monday. Chairman Poehls will be contacted and notification will be sent to the committee members.

Council Member Stamper stated that the Cemetery Commission would meet on Wednesday to review the initial drawings for the master plan for the City of Laurel's cemetery. He will update the council at the workshop next week.

Council Member Wilkins stated that he will attend the EDA/EDC meeting on Thursday morning. He is going to start looking at how Laurel can get on the map as far as new businesses go in an application process.

Mayor Olson stated that the opportunity to be affiliated with the BSEDA is an important step. He has been asked how the creation of the TIFD in Laurel came about. When Mayor Olson and Mary met with Joe McClure and Steve Zeier to discuss the possibility of a TIFD, he wanted to go with it and Mary was reluctant. As the process went along, they reversed roles because there were some things that he did not understand and Mary got her questions answered and became a proponent. Mayor Olson stated that Laurel has representation with Council Member Wilkins on BSEDA and Pat Kimmet is a voting delegate on the committee.

Council Member Easton stated that the Tree Board met last week. The Tree Board will continue its inventory of the trees in the parks and at Riverside Park. Council Member Easton explained that there is some kind of stress, growth, or fungus on six to eight locust trees in Russell Park. An arborist will be contacted to determine what is wrong.

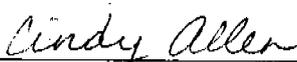
Mayor Olson stated that the city posted the Chief Administrative Officer position in-house last week and one application was received. Mayor Olson is working with the candidate, who met or exceeded all of the qualifications, to see if a signed agreement can be reached. There will be discussion at the council workshop next week.

UNSCHEDULED MATTERS: None.

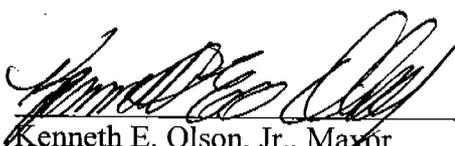
ADJOURNMENT:

Motion by Council Member Hart to adjourn the council meeting, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

There being no further business to come before the council at this time, the meeting was adjourned at 6:59 p.m.


Cindy Allen, Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 1st day of July, 2008.


Kenneth E. Olson, Jr., Mayor

Attest:


Mary K. Embleton, Clerk-Treasurer