

MINUTES OF THE CITY COUNCIL OF LAUREL

July 7, 2009

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 July 7, 2009.

COUNCIL MEMBERS PRESENT: Emelie Eaton Doug Poehls
 Kate Hart Mark Mace
 Chuck Rodgers Chuck Dickerson

COUNCIL MEMBERS ABSENT: Alex Wilkins Norm Stamper

OTHER STAFF PRESENT: Mary Embleton Derek Yeager
 Sam Painter James Caniglia
 Bill Sheridan Kurt Markegard

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

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

Mayor Olson removed item 10.m. (Resolution No. R09-79) from the agenda.

MINUTES:

Motion by Council Member Rodgers to approve the minutes of the regular meeting of June 16, 2009, 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.

CORRESPONDENCE:

Local Emergency Planning Committee: Minutes of June 11, 2009; Agenda of July 9, 2009.

Montana Department of Environmental Quality: Letter of June 12, 2009, regarding Laurel Wastewater Facilities Plan Approval.

Montana Department of Natural Resources and Conservation: Letter of June 15, 2009 regarding 2009 Renewable Resource Grants Application Status and Contact Information.

Montana Department of Environmental Quality: Letter of June 16, 2008 regarding Laurel Wastewater Improvements, Project C303195-01.

Marianne Hanser, Yellowstone Conservation District: Letter of May 29, 2009 regarding Urban Supervisor Appointment.

Montana Department of Commerce: Letter of June 16, 2009, regarding Limited Notice to Proceed with the City of Laurel's Wastewater Systems Improvements Project.

Bright n' Beautiful: Minutes of April 15, 2009; Minutes of May 20, 2009

Mayor Olson commended staff on getting letters from state agencies with grant awards.

PUBLIC HEARING: None.

CONSENT ITEMS:

- **Claims for the month of June 2009 in the amount of \$1,069,761.58.**
A complete listing of the claims and their amounts is on file in the Clerk-Treasurer's Office.
- **Approval of Payroll Register for PPE 06/14/2009 totaling \$157,231.29.**

- **Approval of Special Payroll Registers totaling \$603.29 and \$1,643.40.**
- **Approval of Payroll Register for PPE 06/28/2009 totaling 168,142.77.**
- **Receiving the Committee Reports into the Record.**

--Budget/Finance Committee minutes of June 16, 2009 were presented.

--Public Works Committee minutes of June 8, 2009 were presented.

--Cemetery Commission minutes of June 17, 2009 were presented.

--Emergency Services Committee minutes of June 22, 2009 were presented.

--Council Workshop minutes of June 30, 2009 were presented.

--Laurel Urban Renewal Agency minutes of June 8, 2009 were presented.

--Laurel Airport Authority minutes of May 28, 2009 were presented.

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

Motion by Council Member Hart to approve the consent items 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.

CEREMONIAL CALENDAR:

- Recognition of Lois Markegard's service on the Tree Board

Mayor Olson stated that he has known Lois for a long time. She has a drive for perfection and gives all this is required, and then some. When the Tree Board was created in 2005, Lois was appointed for a one-year term, and after that, for a three-year term for a total of four years on the board. During those four years, the Tree Board has blossomed through Lois' efforts. He then presented Lois with a plaque of appreciation for her service. Lois expressed her thanks and stated that she has enjoyed every minute of service. She further stated that this is her town as much as anyone else's and enjoys living in Laurel. Mayor Olson said that Lois had remarked that she has a book that she is willing to continue to share as a resource, and is also willing to assist upon occasion.

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT):

Larry Tanglen of the Laurel Outlook informed the council that the 100th Anniversary of Publication for the newspaper is next week. He is asking Laurel residents to help record "a day in Laurel's history" on July 15th by keeping a log and taking photos.

SCHEDULED MATTERS:

- **Confirmation of Appointments.**

Laurel Ambulance Service:

Mayor Olson appointed Brandon Ihde and Randy Johnson as attendants for the Laurel Ambulance Service.

Motion by Council Member Eaton to approve the Mayor's appointments of Brandon Ihde and Randy Johnson as attendants for the Laurel Ambulance Service, seconded by Council Member Poehls. 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.

Yellowstone Conservation District, Urban Supervisor:

Mayor Olson appointed Marieanne Hanser as the Yellowstone Conservation District Urban Supervisor for a three-year term ending June 30, 2012.



Motion by Council Member Poehls to approve the Mayor's appointment of Marianne Hanser as the Yellowstone Conservation District Urban Supervisor for a three-year term ending June 30, 2012, seconded by Council Member Mace. 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.

Insurance and Benefit Committee:

Mayor Olson appointed members of the Insurance and Benefit Committee: Local No. 303 – Monica Salo and James Huertas; Local No. 316 – Don Nelson and H.P. Nuernberger; Non-Union – Bill Sheridan and Cathy Gabrian.

Motion by Council Member Mace to approve the Mayor's appointments to the Insurance and Benefit Committee: Local No. 303 – Monica Salo and James Huertas; Local No. 316 – Don Nelson and H.P. Nuernberger; Non-Union – Bill Sheridan and Cathy Gabrian, 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.

Tree Board:

Mayor Olson appointed Sue Carter to the Tree Board for a three-year term ending June 30, 2012.

Motion by Council Member Dickerson to approve the Mayor's appointment of Sue Carter to the Tree Board for a three-year term ending June 30, 2012, seconded by Council Member Rodgers. 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.

- **Ordinance No. O09-07: An ordinance of the City of Laurel to amend a portion of Table 17.20.010 of the Laurel Municipal Code entitled Auction House excluding livestock to allow in the Central Business District and Community Commercial District through Special Review.** Second reading.

Motion by Council Member Rodgers to adopt Ordinance No. O09-07, seconded by Council Member Poehls. There was no public comment or council discussion. A roll call vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

- **Ordinance No. O09-08: An ordinance approving the recodification of ordinances adopted by the City Council that have been compiled as the "Laurel Municipal Code" in accordance with MCA § 7-5-107.** First reading.

Motion by Council Member Hart to adopt Ordinance No. O09-08, seconded by Council Member Eaton. There was no public comment or council discussion. A roll call vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

The public hearing of Ordinance No. O09-08 will be on the July 21st council agenda.

- **Resolution No. R09-70: A resolution of the City Council accepting a Renewable Resource Project Planning Grant from the Department of Natural Resources and Conservation (DNRC).**

Motion by Council Member Eaton to approve Resolution No. R09-70, 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.

- **Resolution No. R09-71: A resolution approving agreements between the City of Laurel and Laurel Fire District No. 5, said agreements relating to fire protection.**

Motion by Council Member Poehls to approve Resolution No. R09-71, seconded by Council Member Mace. 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.

- **Resolution No. R09-72: A resolution approving agreements between the City of Laurel and Laurel Fire District No. 8, said agreements relating to fire protection.**



Motion by Council Member Mace to approve Resolution No. R09-72, seconded by Council Member Rodgers. 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.

- **Resolution No. R09-73: A resolution approving an agreement between the City of Laurel and the City of Billings relating to solid waste disposal.**

Motion by Council Member Dickerson to approve Resolution No. R09-73, 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.

- **Resolution No. R09-74: A resolution of the City Council authorizing the Mayor to sign a Utilities Agreement with the Montana Department of Transportation for changes to the water and sanitary sewer facilities for the 8th Avenue Project.**

Motion by Council Member Rodgers to approve Resolution No. R09-74, seconded by Council Member Eaton. 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.

- **Resolution No. R09-75: A resolution of the City Council adopting Policies and Procedures for the Laurel Cemetery.**

Motion by Council Member Hart to approve Resolution No. R09-75, seconded by Council Member Rodgers. 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.

- **Resolution No. R09-76: A resolution approving the attached Task Order No. 12 authorizing Great West Engineering to provide the design and construction of improvements to the intersection of Washington Avenue and Seventh Street and the intersection of Alder Avenue and Seventh Street.**

Motion by Council Member Eaton to approve Resolution No. R09-76, 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.

- **Resolution No. R09-77: A resolution approving the attached Task Order No. 13 authorizing Great West Engineering to provide the design and construction for South Laurel street improvements.**

Motion by Council Member Poehls to approve Resolution No. R09-77, 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.

- **Resolution No. R09-78: A resolution transferring certain insurance funds of the City of Laurel, Montana.**

Motion by Council Member Mace to approve Resolution No. R09-78, seconded by Council Member Poehls. 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.

ITEMS REMOVED FROM THE CONSENT AGENDA: None.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

Council Member Mace stated that Laurel needs to review the charges for solid waste and try to keep them down, even though the Billings Landfill charges to the City of Laurel are increasing. He further stated that the City of Laurel needs to talk to the City of Billings regarding the methane gas issue associated with the landfill. Mayor Olson stated that this would be a good item to put on the next city-county joint meeting agenda.



Mayor Olson expressed his joy of being in Laurel on the 4th of July and that for years he has not been anywhere else on this holiday. He commended all city departments: Police, Ambulance, Fire and Public Works, for the wonderful fireworks display, and the clean-up efforts afterwards. He also praised the efforts of the 4th of July Committee and staff for their work on a successful event.

Chief Administrative Officer Bill Sheridan updated the council on the Street Project. Major improvements have been made, and the city would like to do more. Staff has identified funding to do more potholes, and more information will be brought forward at the next workshop. Bill stated that Public Works Director Kurt Markegard and Great West Engineering have done a great job to identify areas of need, and Clerk/Treasurer Mary Embleton has helped by finding funding. Mayor Olson stated that a change order will be coming forward to do more repairs in other areas of the city.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

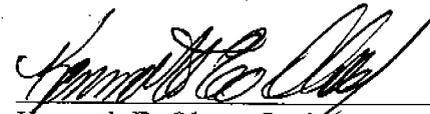
Motion by Council Member Hart to adjourn the council meeting, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

There being no further business to come before the council at this time, the meeting was adjourned at 7:01 p.m.



Mary K. Embleton, City Clerk/Treasurer

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 21st day of July, 2009.



Kenneth E. Olson, Jr., Mayor

Attest:



Mary K. Embleton, Clerk-Treasurer