

# MINUTES OF THE CITY COUNCIL OF LAUREL

February 19, 2013

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 February 19, 2013.

COUNCIL MEMBERS PRESENT:           Emelie Eaton           Doug Poehls  
  Bruce McGee           Mark Mace  
  Chuck Dickerson  
  Tom Nelson           Bill Mountsier

COUNCIL MEMBERS ABSENT:           Scot Stokes

OTHER STAFF PRESENT:           Jan Faught

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 Eaton to approve the minutes of the regular meeting of February 5, 2013, as presented, 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 asked the council to consider placing Resolution No. R13-13 on tonight's council agenda.

Motion by Council Member Nelson to place Resolution No. R13-13 on the council agenda under Scheduled Matters as item 10. f., seconded by Council Member McGee. 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.

## CORRESPONDENCE.

## PUBLIC HEARING:

- **Resolution No. R13-06: A resolution of intent to adopt an official Schedule of Fees and Charges for the City of Laurel, repealing all previous resolutions that set fees or charges that conflict with the schedule attached hereto upon its effective date.** (Approved 02/05/2013)

Mayor Olson stated that Resolution No. R13-06 is a resolution of intent to adopt an official Schedule of Fees and Charges for the City of Laurel, repealing all previous resolutions that set fees or charges that conflict with the schedule attached hereto upon its effective date. He stated that the Schedule of Fees and Charges was presented at a previous council workshop.

Mayor Olson opened the public hearing and read the rules governing the public hearing.

Mayor Olson asked four times if there were any proponents. There were none.

Mayor Olson asked four times if there were any opponents. There were none.

Mayor Olson closed the public comment and advised the council that the item would be considered under Scheduled Matters.

Council Member Poehls asked regarding Resolution No. R13-06 versus Resolution No. R13-10, as listed on the agenda. Resolution No. R13-06 is the resolution of intent to approve the Schedule of

Fees and Charges, and Resolution No. R13-10 is the final resolution to approve the Schedule of Fees and Charges.

**CONSENT ITEMS:**

- **Clerk/Treasurer Financial Statements for the month of January 2013.**
  - **Approval of Payroll Register for PPE 02/03/2013 totaling \$175,037.30.**
  - **Receiving the Committee Reports into the Record.**
- Budget/Finance Committee minutes of February 5, 2013 were presented.
- City-County Planning Board minutes of February 7, 2013 were presented.
- Lease Task Force minutes of February 11, 2013 were presented.
- Council Workshop minutes of February 12, 2013 were presented.
- Laurel Urban Renewal Agency minutes of January 22, 2013 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 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.

**CEREMONIAL CALENDAR:** None.

**REPORTS OF BOARDS AND COMMISSIONS:** None.

**AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT):** None.

**SCHEDULED MATTERS:**

- **Confirmation of Appointments.**

Laurel Ambulance Service:

Ambulance Director Jan Faught introduced Jennifer Winchell to the council. Jennifer lives in Laurel, her husband is on the Laurel Fire Department, she understands the emergency response part of the business, she recently graduated from an EMT class, and is nationally registered and Montana State licensed.

Mayor Olson appointed Jennifer Winchell to the Laurel Ambulance Service.

Motion by Council Member Mountsier to approve the Mayor's appointment of Jennifer Winchell to the Laurel Ambulance Service, seconded by Council Member Nelson. 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 welcomed Jennifer aboard, thanked her for her willingness to serve the community, and wished her safety in her elected profession.

Laurel Fire Department:

Mayor Olson appointed Keenan Weatherford to the Laurel Fire Department.

Motion by Council Member Dickerson to approve the Mayor's appointment of Keenan Weatherford to the Laurel Fire Department, seconded by Council Member Poehls. There was no public comment or council discussion.



Mayor Olson mentioned that, due to his work schedule, Keenan Weatherford was unable to attend the council meeting.

A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- **Resolution No. R13-09: A resolution authorizing and accepting a proposal from CHS Refinery to extend water and sewer services.**

Motion by Council Member Poehls to approve Resolution No. R13-09, 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.

- **Resolution No. R13-10: A resolution to adopt an official Schedule of Fees and Charges for the City of Laurel, repealing all previous resolutions that set fees or charges that conflict with the schedule attached hereto upon its effective date.**

Motion by Council Member Eaton to approve Resolution No. R13-10, seconded by Council Member McGee. 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. R13-11: A resolution of the City Council adopting a job description for the Code Enforcement, Building Inspector and Safety Officer position.**

Motion by Council Member McGee to approve Resolution No. R13-11, 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. R13-12: A resolution of the City Council adopting a job description for the City Planner position.**

Motion by Council Member Nelson to approve Resolution No. R13-12, 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. R13-13: A resolution accepting the bid from Donnes, Inc. and authorizing the Mayor to sign all related documents for the City of Laurel Temporary Diversion Ditch and Yellowstone River Sediment Removal Project.**

Motion by Council Member Poehls to approve Resolution No. R13-13, seconded by Council Member McGee. There was no public comment.

Council Member Poehls asked Mayor Olson to inform the council regarding the process.

Mayor Olson stated that Donnes will remove the sediment, which will allow water to be diverted upstream from the north intake along a channel that will culminate in an area of water around the north intake for primary water for the intake. The concern is that by March 23<sup>rd</sup>, when the diversion ditch has to be removed, it will drop the surface down to where it may endanger the depth of the existing intake. This will provide water at a higher level for the north intake. The project will begin as soon as the council authorizes the contract and the city receives notification from FEMA as to the funding agency. This is the first step to try to alleviate the amount of sediment that impedes the opportunity for water around the north intake.

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 Poehls stated that the Emergency Services Committee will meet on Monday, February 25<sup>th</sup>, at 5:30 p.m. to discuss the dog ordinance.



Council Member Mace stated that the Park Board's recommendations to correct some deficiencies in the parks will be discussed at the next council workshop.

Council Member Nelson stated that the Cemetery Commission will meet on Thursday, February 21<sup>st</sup>, at 5:30 p.m. The Lease Task Force will meet on Monday, March 4<sup>th</sup>, at 5:30 p.m.

Council Member Eaton asked the council secretary to research for any recommendations or instructions from the Public Works Committee or the council regarding having the staff place West Railroad Street on the State's project waiting list. She remembered that the Public Works Committee discussed the issue and thought that the city council directed staff to do that, but that has not happened. She asked for a refresher on the chain of events.

Mayor Olson stated that the council must be mindful that it makes recommendations and sets policy but does not direct the staff, which is a charge of the executive. Mayor Olson will have staff look into the request.

Council Member Eaton stated that Mayor Olson gave the Budget/Finance Committee an explanation of the process for review of funding for small contract projects, whether or not they are costing the city anything now, and what the city expects to get from that. She asked that the information be directed to the whole council at the next workshop.

Mayor Olson stated that would be fine and asked Council Member Eaton to provide a list of the issues that were discussed.

Council Member Eaton agreed and thanked him.

Mayor Olson spoke regarding today's conference call with FEMA. The CLOMAR and the BFE, Basic Flood Elevation, requests are moving forward, as Great West Engineering and FEMA are in the final consultation process for the permits. The council passed the resolution for the diversion ditch tonight. Great West has presented several alternatives for the long-term solution, and FEMA and Great West are working to determine the final decision. Besides the funding agency, the regulatory agencies involved include the DEQ, FWP, the Floodplain Administrator, and the Army Corps of Engineers.

Mayor Olson stated that the Budget/Finance Committee requested a report on the wastewater project. An update will be presented at the February 26<sup>th</sup> or the March 12<sup>th</sup> council workshop. The project is moving along and the majority of the agencies are allowing the permitting.

**UNSCHEDULED MATTERS:** None.

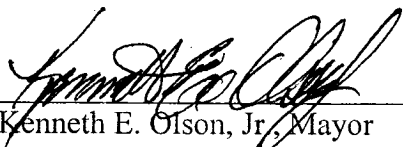
**ADJOURNMENT:**

Motion by Council Member Nelson 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 6:57 p.m.

  
Cindy Allen, Council Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 5<sup>th</sup> day of March, 2013.

  
Kenneth E. Olson, Jr., Mayor

Attest:

  
Shirley Ewan, Clerk/Treasurer