

MINUTES OF THE CITY COUNCIL OF LAUREL

July 2, 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 July 2, 2013.

COUNCIL MEMBERS PRESENT:

Bruce McGee	Doug Poehls
	Mark Mace
	Chuck Dickerson
Tom Nelson	Bill Mountsier

COUNCIL MEMBERS ABSENT:

Emelie Eaton
Scot Stokes

OTHER STAFF PRESENT:

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 Council Member Mountsier to approve the minutes of the regular meeting of June 18, 2013, 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:

Laurel Chamber of Commerce: Minutes of June 6, 2013; Agenda for June 20, 2013.

PUBLIC HEARINGS:

- **Create SID No. 115**

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 hearing.

- **Create SID No. 116**

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 hearing.

- **Variance Request for 815 East Main Street**

Mayor Olson stated that the request from East Main Development is to waive the setback requirements to the property. He asked the applicant to speak to the council.

Dan Foos, 1415 Ridge Drive, offered to answer any questions from the council members.

M.M.

Council Member Poehls asked Dan to give an overview of the plans for the lot.

Dan stated that his plan at this point is to get the variance accomplished so he can proceed forward, but any ideas hinge on the outcome of the variance request.

Council Member Dickerson thanked Dan for taking an area that needs work and trying to make it better for the community.

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.

CONSENT ITEMS:

- **Claims for the month of June 2013 in the amount of \$662,670.25.**
A complete listing of the claims and their amounts is on file in the Clerk-Treasurer's Office.
- **Approval of Payroll Register for PPE 06/23/2013 totaling \$167,678.72.**
- **Receiving the Committee Reports into the Record.**
 - Budget/Finance Committee minutes of June 18, 2013 were presented.
 - Laurel Urban Renewal Agency minutes of June 3, 2013 were presented.
 - City-County Planning Board minutes of June 6, 2013 were presented.
 - Cemetery Commission minutes of June 13, 2013 were presented.
 - Laurel Urban Renewal Agency minutes of June 17, 2013 were presented.
 - Council Workshop minutes of June 25, 2013 were presented.
 - Laurel Library Board minutes of March 12, 2013 were presented.
 - Laurel Library Board minutes of April 9, 2013 were presented.
 - Laurel Library Board minutes of May 14, 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 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.

CEREMONIAL CALENDAR: None.

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

SCHEDULED MATTERS:

- **Confirmation of Appointments.**
- **Resolution No. R13-39: Resolution relating to Special Improvement District No. 115; Creating the District for the purpose of undertaking certain local improvements and financing the costs thereof and incidental thereto through the issuance of Special Improvement District Bonds secured by the City's Special Improvement District Revolving Fund.**

Motion by Council Member Dickerson to approve Resolution No. R13-39, seconded by Council Member Nelson. 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. R13-40: Resolution relating to Special Improvement District No. 116; Creating the District for the purpose of undertaking certain local improvements and financing the costs thereof and incidental thereto through the issuance of special Improvement District Bonds secured by the City's Special Improvement District Revolving Fund.**

Motion by Council Member Poehls to approve Resolution No. R13-40, 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. R13-41: A resolution of the City Council granting a variance from the City's zoning regulation requiring minimum setbacks for property zoned as Community Commercial.**

Motion by Council Member McGee to approve Resolution No. R13-41, 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.

Mayor Olson stated that he agreed with the council's decision and Council Member Dickerson's comments regarding improvements in the community. The investment will be a welcome addition to the community.

- **Resolution No. R13-42: A resolution of the City Council authorizing the Mayor to sign a contract with Peaks to Plains Design PC to develop a Park Master Plan.**

Motion by Council Member Nelson to approve Resolution No. R13-42, seconded by Council Member Mountsier. 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. R13-43: A resolution of the City Council adopting a job description for the City's mechanic position.**

Motion by Council Member Mountsier to approve Resolution No. R13-43, 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.

- **Resolution No. R13-44: A resolution of the City Council adopting a Management Budget to assist the City's Department Heads with projecting and managing their respective budgets for the fiscal year.**

Motion by Council Member Dickerson to approve Resolution No. R13-44, seconded by Council Member Nelson. There was no public comment.

Council Member Poehls complimented the mayor and city staff on the idea of a Management Budget. He stated that it is a very good method to have continuity in projects prior to receiving the mill values for the final budget.

A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

- **Resolution No. R13-45: Resolution relating to \$6,539,720 Sewer System Revenue Bonds (DNRC Water Pollution Control State Revolving Loan Program), consisting of \$175,000 Subordinate Lien Taxable Series 2013A Bond, \$3,784,720 Series 2013B Bond, and \$2,580,000 Series 2013C Bond; Authorizing the issuance and fixing the terms and conditions thereof.**

Motion by Council Member Mace to approve Resolution No. R13-45, seconded by Council Member Dickerson. There was no public comment or council discussion.

Mayor Olson stated that work on the project started in 2007 and it has taken many years of work to get it to a viable project to meet the State's concerns for discharge permitting. He is looking forward to the time when construction can start because of the passage of this resolution.

A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

- **Resolution No. R13-46: A resolution of the City Council authorizing the Mayor to sign a contract with Stevens Brothers Mechanical to replace supernate valves at the Wastewater Treatment Plant.**

Motion by Council Member Poehls to approve Resolution No. R13-46, 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.

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.

Council Members Poehls, Dickerson, Nelson and McGee wished everyone a happy and safe 4th of July.

Council Member Mountsier asked if there has been any resolution on the garbage containers that sit behind Mabel's on East 4th Street.

Mayor Olson explained that staff is working on different ways to approach the issue. An update will be on the July 9th council workshop agenda.

Council Member Nelson suggested that the city might be able to resolve the issue with the garbage cans after Dan Foos decides what to do with their property.

Council Member Nelson stated that the Lease Task Force did not meet last night since they are waiting for staff to provide information on the building condition and/or costs to address the issues in the Rifle Club's building. The next meeting is scheduled on Monday, July 15th.

There were questions regarding a moratorium on the use of the building, the determination of its condition, and the possibility of mold contamination.

Mayor Olson explained that staff is working with a registered agent to determine the degree of contamination within the building. Samples will be taken and sent to a lab for evaluation, and a report should be available after the 4th of July.

There was discussion regarding a past mold issue in the council chambers, which was mitigated by Northern Industrial Hygiene.

Mayor Olson stated that the city does not yet have a definitive report to identify what is present in the buildings, but the city is looking into any environmental concerns and will remedy the situation to an acceptable level. When the report is completed, the council will receive a copy.

Council Member Nelson mentioned that there are five Tuesdays in July and asked if anything is scheduled on the fifth Tuesday.

Mayor Olson stated that the free Tuesday would be on July 23rd and the council workshop would be on July 30th.

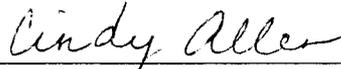
Mayor Olson thanked Council Member Poehls for presiding over last week's council workshop in his absence.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

Motion by Council Member McGee 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 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 7:03 p.m.



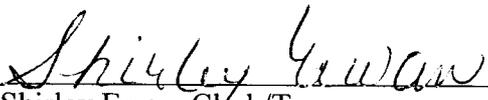
Cindy Allen, Council Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 16th day of July, 2013.



Kenneth E. Olson, Jr., Mayor

Attest:



Shirley Ewan, Clerk/Treasurer