MINUTES OF THE CITY COUNCIL OF LAUREL

May 17, 2016

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 Mark Mace at 6:30 p.m. on May 17, 2016.

COUNCIL MEMBERS PRESENT:

Emelie Eaton

Bruce McGee

Richard Herr

Chuck Dickerson Tom Nelson Scot Stokes Bill Mountsier

COUNCIL MEMBERS ABSENT:

Doug Poehls

OTHER STAFF PRESENT:

Noel Eaton, City Planner

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

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

MINUTES:

Motion by Council Member Nelson to approve the minutes of the regular meeting of May 3, 2016, 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.

CORRESPONDENCE.

Laurel Chamber of Commerce: Minutes of April 14, 2016; Agenda for May 12, 2016.

COUNCIL DISCLOSURE OF EX PARTE COMMUNICATIONS.

PUBLIC HEARING.

• Preliminary Plat application of Lot 1, Block 1, Amended Entertainment Park Subdivision

Mayor Mace stated that this is the time and place set for the public hearing on the Preliminary Plat application of Lot 1, Block 1, Amended Entertainment Park Subdivision.

Mayor Mace opened the public hearing and asked staff to present the item prior to hearing the public comments.

Noel Eaton stated that Stephen Diefenderfer applied for preliminary plat approval for Lot 1, Block 1 Amended Entertainment Park Subdivision, which contains two lots on approximately 6.202 acres of land for highway commercial development. The subject property is located southwest of the intersection of East Railroad Street and Juniper Avenue. The property is located within the city limits of Laurel.

Noel stated that the Laurel City-County Planning Board has recommended approval of the preliminary plat with staff recommended conditions of approval, findings of fact and associated staff report. There are no variances being requested.

Pursuant to Section 76-3-608(4), MCA, the following conditions are recommended to reasonably minimize potential adverse impacts identified within the Findings of Fact:

- 1. All public improvements shall be built to Montana Public Works Standards and to the specifications made in the Subdivision Improvements Agreement provided with the application for preliminary plat.
- 2. To minimize effects on local services, utility easements shall be provided on the final plat.
- 3. Minor changes may be made in the SIA and final documents, as requested by the Planning, Legal or Public Works Department to clarify the documents and bring them into the standard acceptable format.

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4. To minimize the effects on the natural environment, a weed management plan and property inspection shall be approved by the County Weed Department prior to final plat approval.

5. The final plat shall comply with all requirements of the Laurel-Yellowstone City-County Planning Area Subdivision Regulations, rules, regulations, policies, and resolutions of the City of Laurel and the law and Administrative Rules of the State of Montana.

Mayor Mace opened the floor for public comment and stated that copies of the rules governing the public hearing have been posted in the council chambers.

Mayor Mace asked three times if there were any proponents. There were none.

Mayor Mace asked three times if there were any opponents. There were none.

Mayor Mace closed the public hearing.

CONSENT ITEMS:

- Clerk/Treasurer Financial Statements for the month of April 2016.
- Approval of Payroll Register for PPE 05/08/2016 totaling \$193,510.28.
- Receiving the Committee/Board/Commission Reports into the Record.
 - --Budget/Finance Committee minutes of May 3, 2016 were presented.
 - -- City-County Planning Board minutes of April 7, 2016 were presented.
 - -- Emergency Services Committee minutes of April 25, 2016 were presented.
 - -- Cemetery Commission minutes of May 10, 2016 were presented.
 - -- Council Workshop minutes of May 10, 2016 were presented.
 - -- Laurel Public Library Board of Trustees minutes of March 8, 2016 were presented.
 - -- Laurel Public Library Board of Trustees minutes of April 12, 2016 were presented.
 - -- Laurel Urban Renewal Agency minutes of March 21, 2016 were presented.
 - -- Laurel Urban Renewal Agency minutes of April 18, 2016 were presented.
 - -- Laurel Urban Renewal Agency minutes of May 2, 2016 were presented.

The mayor asked if there was any separation of consent items.

Council Member Eaton separated item a., the Clerk/Treasurer Financial Statements for the month of April 2016, and item b., Approval of Payroll Register for PPE 05/08/2016 totaling \$193,510.28, from the consent agenda of May 8, 2016 until the June 7, 2016 agenda. She stated that all of the other items on the consent agenda could be approved.

Motion by Council Member Eaton to approve the consent items as presented minus items a. and b., seconded by Council Member Nelson. There was no public comment.

Council Member McGee questioned why the items were removed from the consent agenda.

Council Member Eaton explained that the clerk/treasurer was not at the Budget/Finance Committee meeting and the committee was not able to view or discuss the documents. The committee will review the documents at the meeting on June 7th.

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

CEREMONIAL CALENDAR: None.

MAN

REPORTS OF BOARDS AND COMMISSIONS: None.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

SCHEDULED MATTERS:

- Confirmation of Appointments.
- Resolution No. R16-35: A resolution approving the Preliminary Plat of Lot 1, Block 1, Amended Entertainment Park Subdivision, Laurel, Montana.

<u>Motion by Council Member McGee</u> to approve Resolution No. R16-35, 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. R16-36: A resolution to approve a non-exclusive franchise agreement between the City of Laurel and Charter Communications for installation, construction, reconstruction, operation, and maintenance of a cable communications system within the City of Laurel, Montana.

Motion by Council Member Dickerson to approve Resolution No. R16-36, seconded by Council Member McGee. 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.

Motion to accept the recommendation submitted by the Health Insurance Committee.

Motion by Council Member Nelson to approve the recommendation of the Health Insurance Committee to fill out employee health assessment forms, seconded by Council Member Eaton. There was no public comment.

Council Vice-President Nelson stated that this is an effort in futility since it was done last year and it would be a lot of extra effort for the insurance representative for what would be nothing better than what the current insurance provider has offered. He personally does not see the merit in doing this.

A vote was taken on the motion. Council Members McGee and Mountsier voted aye. Council Members Herr, Stokes, Nelson, Dickerson and Eaton voted nay. Motion failed 2-5.

ITEMS REMOVED FROM THE CONSENT AGENDA:

The Clerk/Treasurer Financial Statements for the month of April 2016, and Approval of Payroll Register for PPE 05/08/2016 totaling \$193,510.28, were removed from the consent agenda of May 8, 2016 for consideration on the June 7, 2016 agenda.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

Council Member Dickerson mentioned that there is no council workshop next Tuesday.

Council Member Eaton asked for a summary of the turnout for the community cleanup day at the May 31st council workshop.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

Motion by Council Member Herr 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 6:44 p.m.

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Cindy Aller, Council Secretary

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 7th day of June, 2016.

Mark A. Mace, Mayor

Attest:

Shirley Ewan, Clerk/Treasurer

MAN