

**A COMMISSION MEETING OF JUNE 18, 2012 WHICH WAS HELD AT THE CENTRAL MONTANA COMMUNITY CENTER AND STARTED AT 7:00 P.M.**

**CALL TO ORDER**

Chairman Gremaux called the meeting to order.

**ROLL CALL**

Present were Commissioners Berry, Doney, Gremaux, Hewitt, Phillips, Putnam and Turk.

**APPROVAL OF MINUTES**

Commissioner Turk made the motion to approve the minutes for the June 4, 2012 meeting and Commissioner Hewitt seconded the motion. The motion passed unanimously.

**COURTESIES**

There were none.

**PROCLAMATIONS**

There were none.

**BOARD AND COMMISSION REPORTS**

Commissioner Doney reported that she will be attending the Central Montana Health District meeting this Thursday, June 21, 2012 at 1:00 p.m.

Commissioner Putnam reminded everyone that Arbor Day is 6/20/2012 and 6/30/2012 is National Trails Day.

Commissioner Turk reported that there has not been a City County Planning Board meeting.

Commissioner Gremaux reported that he was unable to attend the Library Board meeting. Library Director KellyAnne Terry reported that the library board followed up on several projects and that the landscaping in front of the Library Book Station is done and looks great.

**CITY MANAGER REPORT**

City Manager Kevin Myhre reported on the following issues:

There will be three different trail walks starting at different times for National Trail Day on June 30, 2012. The sand house dedication will be at noon that day and hot dogs and water will be served. The Fish Wildlife and Parks is going to have some raptors from the Bozeman area out there also.

Mr. Mark Yerger, NRCS engineer, has scheduled to be in Lewistown to begin the repair work of draining the reservoir, Monday, July 23<sup>rd</sup>. It will take approximately thirty days to drain and we should be able to begin the actual repair in mid to late August. That schedule is a little later than previously planned but since Mr. Yerger is the engineer, the project has to fit his schedule.

NorthWestern Energy required the swimming pool to cease use of the pool's boilers system on Saturday, June 9<sup>th</sup>, until they could be repaired to make the burners utilize the gas efficiently. Local heating contractors had been working on the boilers prior to that time but they were still out of adjustment. They were able to get them operating on Monday, June 11<sup>th</sup>, and the pool reopened on the following day. The pool has also been having problems with water pressure in the women's restrooms and the water department is changing the meter to try and improve the pressure. Portable toilets have been placed on location while the issue is being investigated and work is being done.

The Police Department is working to update the 911 contracts with the three counties who partner with the City to provide enhanced 911 services in our Central Montana area. Mr. Myhre has asked them to discuss the contracts with the Central Montana 911 Board to get some recommendations for renewal. They most likely will need to be some increases in funding in one or more of the jurisdictions. When the contract language revisions have been substantially complete, they will be brought to the Commission for discussion and action.

Mr. Myhre stated that he has asked Public Works to make a few changes in the work plan for the Century Contract to meet the budget restrictions of the City. The costs were reduced by approximately \$70,000. Century tentatively said that they would make the changes, but would increase their mobilization costs by \$10,000 to make up the profit loss. Due to timing and the lack of a second bidder, we have very little room to negotiate. The chip sealing of Airport Road was removed so that we could tie it together with improvements in that area next year by MDOT. The City may be doing some of the prep work on the area in front of the City Complex and a short portion of the NE Broadway will receive a double chip seal instead of a 2 inch overlay. Minor other changes were made.

The City Manager has met with the bargaining unit which includes the Public Works, Library, City Office and Park and Recreation Departments to negotiate a new contract. It was a good first session but have differing philosophies on a few issues. It is anticipated that the process will not be completed by July 1<sup>st</sup>. The City Manager is researching information from other communities which the unit is using for comparisons.

Commissioner Putnam and City Manager Myhre attended the meeting at the Yogo Inn on June 5<sup>th</sup>. Several issues were discussed and it was suggested that a small response committee be formed to meet with prospective developers/businesses to discuss options and work through difficulties.

Mr. Myhre commented that last year during the Cowboy Poetry Event there was a special shooting event that took place on the Yogo Inn property. It is the Bull Mountain Drifters that do the special event and would like to have the event again but in the downtown area. The main

reason it is brought before the City Commission is because the firearms are prohibited in the City limits.

### **CONSENT AGENDA**

Commissioner Putnam made the motion to approve the acknowledgment of the claims that have been paid from June 1, 2012 to June 13, 2012 for a total of \$55,641.04 and Commissioner Doney seconded the motion. The motion passed unanimously.

### **REGULAR AGENDA - Resolutions, Ordinances and Other Action Items:**

1. Discussion and action on supporting and participating in the economic development first responder (EDFR) team and appointing the City Manager as the City's representative

Mr. Myhre explained that the Commission can appoint whoever they would like to sit on this team but recommend that it be a Commissioner or the City Manager. Mr. Myhre commented that the meetings will probably be during the day and have no problem being the City's representative. Commissioner Doney stated that she would be very happy if the City Manager would sit on the board. Commissioner Putnam made the motion to support and participate in the economic development first responder team and appointing the City Manager as the City's representative and Commissioner Doney seconded the motion. Commissioner Gremaux asked for comments from the audience and Commission. There being none, the question was called for and the motion passed unanimously.

2. Discussion and action on awarding and approving the East Fork Road bids

Commissioner Gremaux stated that he will be recusing on this item because he works for Casino Creek Concrete. Mr. Myhre suggested that Chairman Gremaux turn the meeting over to Vice Chairman Doney. Mr. Myhre explained that we received two bids one from Casino Creek Concrete and J & S Inc. The engineers estimate it \$108,960 and Casino Creek Concrete bid \$118,000 and J & S Inc. bid \$83,244. The engineers have reviewed the bids and recommend awarding the bid to J & S Inc. in the amount of \$83,244 and we do not have any indication that J & S Inc. is not responsible bidder. Mr. Myhre recommended that the Commission award the bid to J & S Inc. Commissioner Turk made the motion to approve and award the bid to J & S Inc for the repair of East Fork Road and Commissioner Putnam seconded the motion. Commissioner Doney asked for commented from the audience and Commission. There being none, the question was called for and the motion passed unanimously with Commissioner Gremaux recusing.

3. Discussion and action on first reading of Ordinance No. 1743, defining small business food and beverage purveyors and setting forth requirements for the location, use and operations of such businesses

Commissioner Gremaux stated that at the May 7, 2012 meeting this item was tabled; therefore it needs to be taken off the table in order to discuss the item. Commissioner Turk made the motion to take the first reading of Ordinance No. 1743, an ordinance defining small business food and

beverage purveyors and setting forth requirements for the location, use and operations of such businesses off the table for discussion and Commissioner Doney seconded the motion. Commissioner Gremaux asked for comments from the audience and Commission. There being none, the question was called for and the motion passed unanimously. Mr. Myhre explained that last time there was some discussing regarding the administrative rules regarding public health and safety. Mr. Myhre commented that administrative rules do not have any concern with size just what is being served with regard to food. Further discussion followed. Commissioner Doney made the motion to approve on first reading Ordinance No. 1743, an ordinance defining small business food and beverage purveyors and setting forth requirements for the location, use and operations of such businesses and Commissioner Berry seconded the motion. Commissioner Gremaux asked for comments from the audience and Commission. There being none, the question was called for and the motion passed unanimously.

### **CITIZENS' REQUESTS**

Ms. Linda Balek asked about the tax increment financing districts. Mr. Myhre explained the basic concept of the tax increment financing district.

### **COMMISSIONER'S MINUTE**

There were none.

### **ADJOURNMENT**

Chairman Gremaux adjourned the meeting.

Dated this 18<sup>th</sup> day of June, 2012.