

## City Council Meeting November 8, 2011

Present: Councilpersons Dan Becker, Gale Palmer and Tom Jankowski

Absent: Councilperson Evan Stewart & Mayor John Williams

Also Present: City Clerk/Treasurer Michelle Richards, Police Chief Larry Reinlasoder, City Attorney Gary Ryder, Public Works Director John Bleth, and Building/Planning Official Jan Morgan

Councilperson Becker called the meeting to order at 7:00 pm. Councilperson Becker chaired the meeting in the absence of Mayor Williams and Council President Stewart. Following the Pledge of Allegiance, Clerk/Treasurer Richards called the Roll Call.

### **Consent Agenda:**

Councilperson Jankowski moved to approve the Consent Agenda. Councilperson Palmer seconded the motion. Discussion: Councilperson Jankowski asked about claims for fire prevention and fire training food. Councilperson Becker asked about the claim to Rosebud County for special assessments; he doesn't recall seeing this before. Clerk/Treasurer Richards explained every year the City has to pay Rosebud County a special assessment for the landfill. The City also pays special assessments from its General Fund for garbage collection at city owned properties. The special assessment money for garbage collection comes back to the City for placement in the Solid Waste fund. Motion carried with all in favor.

- a. Minutes of 10/25/11 Regular Meeting
- b. Claims Roster 11/4/11
- c. Journal Voucher No. 2011-10

### **Departmental Reports:**

Reports were given by Police Chief Reinlasoder, Building/Planning Official Morgan, Attorney Ryder, Public Works Director Bleth and City Clerk/Treasurer Richards.

### **Public Comment and Participation:**

Councilperson Becker opened the Variance Hearing for 2217 Primrose Drive at 7:26 pm. Building/ Planning Official Morgan introduced the request. Mrs. Olson had previously obtained a variance from the Colstrip Townsite Expansion Association prior to the city's incorporation for a variance to the side setbacks to build an attachment to her garage. However, the variance was never recorded by the association. Rodney Tobler, contractor for the applicant, explained the attachment needs to be replaced. The roof is sagging and there were not proper footings built. The new addition will not look like an attachment; the roofline will match the house. Councilperson Becker closed the hearing at 7:30 pm.

Councilperson Becker opened the Grievance Hearing for Colstrip Properties at 7:31 pm. No comments from the public were received. Attorney Ryder suggested having a written agreement with Mr.

Burnett in accordance with the terms recommended by the Public Works Committee. Mr. Burnett was present and indicated he was willing to sign such an agreement. Councilperson Becker closed the hearing at 7:32 pm.

Richard Burnett, representing Colstrip Properties, submitted a written letter to purchase city property and it was tabled at a previous council meeting. Mr. Burnett would like it put back on the council's agenda. He said time is of the essence and it is a \$1,000,000 investment. Mr. Burnett would like a motion approved to sell him the property at appraised value at the next meeting contingent upon any problems at a Public Hearing. The city property is needed for the additional parking that would be needed for additional motel rooms. The actual addition would be on the lawn area of his current property. Attorney Ryder asked about architectural plans. Mr. Burnett does not have any plans available to look at as he gave them away. Councilperson Becker said the city would need a detailed drawing of where everything would be including the buildings and parking.

**New Business:**

Councilperson Jankowski moved to approve a Variance to the Side Setbacks at 2217 Primrose Drive. Councilperson Palmer seconded the motion. No discussion. Motion carried with all in favor.

Councilperson Palmer moved to approve Amended Conditional Use Permit #11-184. Councilperson Jankowski seconded. No discussion. Motion carried with all in favor.

Councilperson Jankowski moved to approve the purchase of a copy machine for city court in the amount of \$5,663.00. Councilperson Palmer seconded. Discussion: Councilperson Jankowski thanked the judge for being open and honest about her mistake and providing a solution to the error that will not impact the budget or the City. Councilperson Palmer commented that this is the third time recently that the purchasing policy has been violated. He would like to have it on the next agenda for review. Motion carried with all in favor.

Councilperson Jankowski moved to approve the purchase of a 2008 CAT Forklift as requested by Public Works Director Bleth. Councilperson Becker seconded the motion. No discussion. Motion carried with all in favor.

Councilperson Palmer moved to approve submitting a 2012 Forestry Grant Application in the amount of \$9,370.06. Councilperson Jankowski seconded the motion. No discussion. Motion carried with all in favor.

**Administrative Matters:**

Councilperson Palmer asked about the copy of the appraisal in the council's packets. Clerk/Treasurer Richards explained this appraisal was done for the tract of land between the grocery store and car wash. The City has not heard back if the person interested still wishes to pursue the purchase.

**Adjournment:**

Councilperson Jankowski moved to adjourn the meeting. Councilperson Palmer seconded the motion. Councilperson Becker adjourned the meeting at 7:54 pm.