

Regular Meeting
November 12, 2008

Present: Mayor John Williams and Councilpersons Betty Jo Ellison, Rick Harbin and Susan Hert

Absent: Councilperson Dan Becker

Also Present: Public Works Supervisor John Bleth, City Attorney Gary Ryder, City Clerk/Treasurer Michelle Richards, Police Chief Larry Reinlasoder, Fire Chief Ryan Reid and Zoning/Code Enforcement Officer Jan Morgan

Mayor Williams opened the meeting at 7:00 pm, followed by the Pledge of Allegiance. City Clerk/Treasurer Richards called the roll. Mayor Williams reminded everyone that the City of Colstrip adopted Roberts Rules of Order and expects everyone to follow those procedures and address comments through the Presiding Officer.

Consent Agenda:

Councilperson Harbin moved to approve the Consent Agenda. Councilperson Ellison seconded the motion. No discussion. Motion carried with all in favor.

- a. Minutes of 10/28/08 Regular Meeting
- b. Claims Roster 11/07/08
- c. Journal Voucher No. 08-07 through 08-13

Departmental Reports:

Department Reports were given by Fire Chief Reid, Police Chief Reinlasoder, Zoning/Code Enforcement Officer Morgan, Attorney Ryder, Public Works Supervisor Bleth, and City Clerk/Treasurer Richards in addition to written reports provided in Council's packets.

Public Comment and Participation:

Leslie Mahon, 7390 Castle Rock Lake Drive, congratulated the Mayor and City Council on the beautiful new City Hall facility. Mr. Mahon commented on the proposed Fireworks Ordinance Amendment. He stated the display presented by the fire department each year is spectacular. He concurs with limiting the use of fireworks during the summer. The main issue he has is that the celebration starts around Colstrip Days and continues beyond the fourth of July. He would be in support of limiting the length of time fireworks can be set off and the time of day and the enforcement of these limits. Mr. Mahon also commented there doesn't seem to be any

restrictions on where fireworks can be detonated. Public property is often used and people do not clean up after themselves.

Police Chief Reinlasoder stated the Public Works Committee didn't discuss locations where fireworks can be used and feels Mr. Mahon's concerns should be considered.

Mayor's Communications:

At the request of Mayor Williams, Kathy Samson of the Montana Public Employees Retirement Administration explained the State of Montana's 457 Deferred Compensation Plan. The plan is available to all public employers in the State of Montana to provide for their employees. In order to participate, the City Council would adopt a Resolution and Plan Agreement that would be submitted to the Montana Public Employees' Retirement Board for approval. The plan is voluntary and is administered at no cost to the employer. The city can contribute to the employees' accounts but it is not required.

Mayor Williams recessed the meeting at 8:50 p.m. The meeting reconvened at 9:00 p.m.

New Business:

Attorney Ryder feels the concerns raised during public comment are important regarding the location where fireworks can be detonated. Attorney Ryder can prepare a revised draft ordinance for the next meeting for second reading. Councilperson Harbin moved to approve the first reading of Ordinance No. 08-02 with an amendment adding detonation of fireworks must be done on peoples' own property or public property by expressed permission only. Councilperson Hert seconded the motion. Discussion: Councilperson Harbin asked about the special permit provision during Colstrip Days. Councilperson Hert pointed out a wording correction in Section B. Councilperson Ellison has had feedback from city residents that allowing fireworks from 11:00 AM to 11:00 PM is too long a time period. Motion carried with all in favor.

Councilperson Ellison moved to approve Resolution 08-R15, declaring a storage building as surplus and authorizing its sale or disposal. Councilperson Harbin seconded the motion. Discussion: Councilperson Harbin asked what this building is. Mayor Williams explained it was the carport for the city's van at the previous City Hall location. Motion carried with all in favor.

The Fountain Agreement with CPRD will be ready for the next meeting.

Mayor Williams adjourned the meeting at 9:07 pm.

Michelle Richards, City Clerk/Treasurer