

Regular Meeting
November 25, 2008

Present: Mayor John Williams, Councilpersons Susan Hert, Rick Harbin and Dan Becker

Absent: Betty Jo Ellison

Also Present: Public Works Supervisor John Bleth, City Attorney Gary Ryder, City Clerk/Treasurer Michelle Richards, Police Sergeant Cory Hert, and Zoning/Code Enforcement Officer Jan Morgan

Mayor Williams called the meeting to order at 7:00 pm. Following the Pledge of Allegiance, City Clerk/Treasurer Richards called the Roll Call.

Consent Agenda:

Councilperson Hert moved to approve the Consent Agenda. Councilperson Harbin seconded the motion. Discussion: Councilperson Hert asked about the claim to PACE Construction. Mayor Williams explained what this was for. Councilperson Hert asked about the Office Depot Claim for finance charge and late fee. City Clerk/Treasurer Richards explained the city's payment was not received before the due date. Motion carried with all in favor.

- a. Minutes of 11/12/08 Regular Meeting
- b. Claims Roster 11/21/08
- c. October Treasurer's Report
- d. Journal Voucher 09-02

Departmental Reports:

Department Reports were given by Zoning/Code Enforcement Officer Morgan, Police Sgt. Hert, City Clerk Richards, City 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:

Bill Neumiller asked about the fireworks ordinance. Mayor Williams will meet with Mr. Neumiller after the meeting and explain it to him.

Mayor's Communications:

Mayor Williams reported that SEMDC has reported that the five county total for possible Infrastructure Economic Stimulus Program Funding is over \$79,000,000. The city's portion of this total is over \$13,000,000.

Due to the odor complaints received from residents in the south part of town, the city contacted Terracon to do an air quality test. The residents thought the odor was from the city's sewer system but the city found no problems that would create the odor. Terracon's report indicated the odor was probably from Armells Creek due to decaying vegetation or possibly from the power plants. PPL Montana responded they do not believe the odor is caused by the operation of the power plant.

Mayor Williams gave an update on the Community Care Task Force. The task force asked the school district about utilization of a portion of IBES for a Senior Center facility and surrounding area for retirement and assisted living. The School Board decided no last night. The group will next meet with the County Commissioners.

Unfinished Business:

Mayor Williams presented Ordinance 08-02, a Fireworks Restrictions Amendment and requested waiver of reading the ordinance in its entirety. Councilperson Harbin moved to waive the reading and approve second reading and passage of the ordinance. Councilperson Becker seconded the motion. No discussion. Motion carried with all in favor. The ordinance becomes effective in 30 days.

New Business:

Councilperson Harbin moved to approve Resolution No. 08-16, providing an Employee Deferred Compensation Plan through the State of Montana's Public Employee Retirement Administration. Councilperson Hert seconded the motion. No discussion. Motion carried with all in favor.

Councilperson Harbin moved to approve the Plan Agreement with the Public Employees Retirement Board for an employee deferred compensation plan. Councilperson Becker seconded. No discussion. Motion carried with all in favor.

Attorney Ryder prepared and submitted an Interlocal Agreement with Colstrip Park and Recreation District concerning the funding and operation of the fountain next to City Hall. Councilperson Becker moved to present the agreement to the CPRD Board for their review approval. Councilperson Hert seconded. Discussion: Councilperson Hert asked what part of the budget this would be paid out of. Mayor Williams said it would be paid out of the City Hall Building budget. Councilperson Harbin abstained due to conflict of interest; he is an employee of CPRD. Motion carried with Councilperson Hert, Councilperson Becker and Mayor Williams voting in favor.

Mayor Williams adjourned the meeting at 7:37 pm.