

City Council Meeting May 26, 2015

Present: Mayor Rose Hanser, Councilpersons Lawretta Miller, John Williams, Greg Koczur and Tom Jankowski

Also Present: Fire Chief Ryan Reid, Building/Planning/Zoning/Code Official Denise Sisson, City Attorney Gary Ryder, City Clerk/Treasurer Michelle Richards, Assistant Police Chief Kris Egan and Public Works Director Bryan Swan

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

Consent Agenda:

Councilperson Jankowski moved to approve the Consent Agenda. Councilperson Miller seconded the motion. No discussion or public comment received. Motion carried with all in favor.

- Minutes of 5/12/15 Regular Meeting
- Claims Roster 5/22/15
- April Financial Report

Departmental Reports:

Reports were given by Assistant Police Chief Egan, Building/Planning/Zoning/Code Official Sisson, Fire Chief Reid, City Attorney Ryder, Public Works Director Swan, and City Clerk/Treasurer Richards.

Mayor's Communications:

Mayor Hanser submitted a request to the City Council to consider charging property owners with water and sewer service available but not in use a base rate based on new and existing debt service and replacement/depreciation costs.

Public Comment:

Richard Vasicek, 4019 Prospector, filed a request for a Conditional Use Permit request but has not received a response. He has not received a response or any answers since March 17, 2015. Mr. Vasicek would like the definition of 'commercial'. Attorney Ryder responded that the City received a letter on May 5th from Mr. Vasicek's attorney. A Zoning Commission hearing has been set for June 16th regarding Mr. Vasicek's Conditional Use Permit request. There is a long history regarding this matter involving the previous Building/Zoning/Planning/Code Official, the City's current Building Inspector and the State Building Inspector. The City's previous Building/Zoning/Planning/Code Official approved a building permit for residential but not commercial use since the city does not enforce or approve commercial building permits. Attorney Ryder recommends Mr. Vasicek work with the two building inspectors to obtain the information he has requested. Mr. Vasicek stated he has called the State Building Code Bureau twice in the past 10 days and they haven't provided him with any information.

Unfinished Business:

Councilperson Miller moved to approve the Procedure Manual Amendment as submitted.
Councilperson Koczur seconded the motion.

Discussion: None

Public Comment: None

Motion carried with all in favor.

New Business:

Councilperson Williams moved to approve a settlement agreement and release of claims with T&L Painting and Dick Anderson Construction in the amount of \$25,000 in regards to the Colstrip Backwash Treatment System Project. Councilperson Koczur seconded the motion.

Discussion: Attorney Ryder explained the subcontractor involved had additional time and expense involved in the project beyond the bid amount.

Public comment: None received.

Motion carried with all in favor.

Councilperson Koczur moved to approve a 3 year Lawn Care Contract w/LP Contracting.
Councilperson Jankowski seconded the motion.

Discussion: Councilperson Koczur commented the contract includes weed spraying and asked if we are going to have a problem with getting weeds sprayed this year. Mayor Hanser clarified the contract is for weed control on only the lawns and boulevards identified in the contract and not along streets and other property. Councilperson Miller commented Mr. Pattison does a good job and understands the price increase since it has been a few years, but the sidewalks and boulevards are not being cleaned up after the mowing and weed eating is completed. This is a requirement in the contract.

Public Comment: None

Motion carried with all in favor.

Councilperson Koczur moved to approve the appointments of Cheryl Fulkerson, Lawretta Miller and Zane Longacre to the Zoning Commission. Councilperson Jankowski seconded the motion.

Discussion: None

Public Comment: None

Motion carried with all in favor.

Administrative Matters:

City Council went into Executive Session at 7:30 pm to discuss a litigation matter. City Council returned from Executive Session at 7:49 pm.

Adjournment:

Councilperson Jankowski moved to adjourn the meeting. Councilperson Koczur seconded the motion. Mayor Hanser adjourned the meeting at 7:49 pm.

Michelle Richards, City Clerk/Treasurer