

## **APPROVED**

**The 1451<sup>ST</sup> Regular Meeting of the City Council was held on Tuesday, July 5<sup>th</sup>, 2016 in the Council Chambers at City Hall.**

### **Call to Order:**

The meeting was called to order at 7:00 pm by Council President Brent Teske. Present were Mrs. Williams, Mrs. Desch, Mr. Zimmerman, Mrs. Raines, Mr. Olsen and City Treasurer/Clerk Audray McCollum. Mayor Doug Roll and City Administrator Jim Hammons were absent.

A motion was made by Mrs. Williams to approve the minutes from the meeting held on June 6, 2016.

Mrs. Desch seconded the motion with discussion to follow.

Approval of the minutes passed.

### **Announcements:**

#### **Committee Reports:**

**Cemetery/Parks:** None

**Fire:** Mr. Zimmerman reported there were 0 fire calls for the month of June. Mr. Zimmerman read a letter from the Fire department committee council, stating that the City of Libby was not providing the appropriate funds for the retirement and disability funds. They asked that the city look into this and budget funds into the upcoming fiscal year.

**Police:** Chief Terry Watson said for the month of June, there were 252 calls, 59 citations issued, and 29 arrests made. Citations were hirer due to weed tickets.

**Resolutions/Ordinances:** Mrs. Williams stated there will be 7 ordinance updates that will be discussed later in the meeting.

**Lights, Streets/Sidewalks:** Mrs. Desch stated there will be discussion later in the meeting on upcoming projects.

**Water/Sewer:** Mr. Teske stated there will be a meeting on Thursday at 6pm to discuss an issue with the sewer plant and address customer complaints.

**Building:** Mrs. Raines stated they are working on bids for the old fire hall roof. There will be a meeting called to discuss whether there should be a flat roof or a tress roof for the old fire hall building.

**Personal:** Mrs. Raines said there will be a employee retiring, the committee has been working on rearranging the work load. The position will be run in house and at the job service.

**Budget:** Mrs. Desch said there was a preliminary meeting June 21. The committee will meet later in July before having a public meeting.

**Finance:** None

**City Administrators Report:** Council members have the report for June.

**Hear from the Public Items on the Agenda Limit to Three Minutes:**

None

**New Business:**

Johnette Watkins from the River Front Blues Festival asked for a variance on the noise ordinance on Aug 12<sup>th</sup> till 1am and Aug 13<sup>th</sup> till 1 am.

Mrs. Williams made a motion to approve a variance of the noise ordinance on Aug 12 and 13<sup>th</sup> from 12am to 1 am for the River Front blues festival.

Mrs. Raines Second

Motion passed.

Mrs. Williams made a motion to approve the animal control contract for 2016-2017 with Lincoln County for \$10,800.00 per year.

Mrs. Raines second, with discussion to follow.

Motion passed.

No action was needed on the Taxiway, Lighting and Obstruction grant AIP 3-39-004-013-2016. Mayor Roll wanted the council to be aware that this was happening. The grant funds will be going though the county, but the mayors' signature was required for this to move forward.

Mrs. Desch made a motion to put up stop signs on each side of 8<sup>th</sup> and Michigan.

Mrs. Williams second, with discussion to follow.

Mr. Olsen asked if the city had the stop signs and what the costs of the signs were. Mrs. Desch responded that she didn't know, but would find out.

Motion passed.

Ordinance 1876-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBBY MONTANA, REPEALING CHAPTER 1.16 OF THE LIBBY MUNICIPAL CODE ENTITLED "CORPORATE LIMITES" AND ADOPTING A NEW CHAPTER 1.16 OF THE LIBBY MUNICIPAL CODE ENTITLED "CORPORATE LIMITS."

**1.16.010-Corporate limits designated.**

The corporate limits of the city include all the lands described upon the "Official Map of Libby, Montana." kept at the Clerk's offices of the City of Libby. Such map shall be altered upon changes in the city boundaries adopted by the City Council through annexation or otherwise.

**1.16.02 –Marking boundaries.**

The city engineer shall be responsible for suitably and properly marking the city boundaries and shall be responsible for making any and all subsequent changes on said map.

Mr. Olsen made a motion to accept the Corporate Limits designated per Ordinance 1876.

Mrs. Raines second.

Motion passed.

ORDINANCE 1877-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBBY MONTANA, REPEALING CHAPTER 2.04 OF THE LIBBY MUNICIPAL CODE ENTITLED "CITY OFFICERS" AND ADOPTING A NEW CHAPTER 2.04 OF THE LIBBY MUNICIPAL CODE ENTITLED "CITY OFFICERS."

**2.04.010-City offices designated.**

The officers of the city shall be a mayor, six at large nonpartisan council members, and such other officers as are authorized by the laws of the state of Montana and deemed necessary to carry out the provisions of the laws or ordinances of the city. Said officers shall be elected or appointed as specified in the laws of the State of Montana. (Ord. 1204, 1982; \_\_\_\_\_.)

**2.04.020 - Salaries.**

The salaries of the officers and employees of the city shall be set annually by resolution of the City Council.

Mr. Zimmerman made a motion to accept Ordinance 1877 titled City Officers.

Mrs. Desch second.

Motion passed.

ORDINANCE 1878-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBBY MONTANA, REPEALING CHAPTER 2.12 OF THE LIBBY MUNICIPAL CODE ENTITLED

“ALDERMAN” AND ADOPTING A NEW CHAPTER 2.12 OF THE MUNICIPAL CODE ENTITLED “CITY COUNCIL MEMBERS.”

**2.12.010-Election-Term.**

At the time of the general election of the city, to be held the first Tuesday after the first Monday in November on every odd numbered year, there shall be elected three councilmembers. The councilmembers shall be elected for a term of four years. (Res.754,1973) ( Res.754,1973:\_\_\_\_\_.)

**2.12.020-Salary designated.**

The salaries of the members of the council shall be set by resolution of the City Council. (Ord.1594 7, 2002: Ord.973 1, 1977: Ord.898 1, 1975.)

**2.12.030-Repealed.**

Mrs. Raines made a motion to approve Ordinance 1878 City Council Members.  
Mrs. Desch second.  
Motion passed.

Ordinance 1879- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBBY MONTANA, REPEALING CHAPTER 2.48 OF THE LIBBY MUNICIPAL CODE ENTITLED “COUNCIL MEETINGS” AND ADOPTING A NEW CHAPTER 2.48 OF THE LIBBY MUNICIPAL CODE ENTITLED “COUNCIL MEETINGS.”

**2.48.010-Time—Place.**

Hereafter all regular meetings of the City Council shall be held twice every month, on the first and third Mondays of each month at the hour of seven p.m. at the City Hall in the city. On reasonable notice thereof, given by the city clerk or given by the mayor, the time may be changed to any other hour or place for the particular meeting.

( Ord.1517,1996: Ord.382,1957;\_\_\_\_\_)

**Council Action/Discussion:**

Mr. Olsen made a motion to approve all Business licenses received to date.

Mr. Zimmerman second.

Motion passed.

Mrs. Williams made a motion to approve the city liquor license for the Switch back Bar and Grill.

Mrs. Raines second.

Motion passed.

Mr. Olsen made a motion to approve all claims for May 2016.

Mrs. Williams second.

Mr. Olsen would like to know what we owe Morrison and Maierle.

Motion passed.

Mrs. Williams asked if Audray could talk to the funding source. Audray said she would call Crystal tomorrow and see if she could get a answer.

**Hear From The Public On Items Not On The Agenda Limited To Three Minutes:**

Gary Neff, 407 10<sup>th</sup> ST E, stated that he is a great analyst, he was a medical technician in Vietnam, been on the stock market, research scientist, biologist and chemist. Can read English, Spanish, French, German, and mathematics. He has concerns that Libby is going to lose \$500,000.00 in the next two years because of a Carbon treaty that President Obama signed. Mr. Neff predicts that in 4-6 years Libby could lose as much as 1.4 Million dollars in revenue. The coal/ gas severance tax is where this money comes, then through the department of commerce. Libby receives this money because we have a closed mine in the county. What he is prediction is happening; the state has put a freeze on any new hiring. 4% of the road and bridge projects have been cancelled. The state is already dipping into

their reserves; they have run out of general fund money for this year. Revenues are down by 50%, coal severance is down 6%. There are 168 towns that receive money from this fund which includes Libby. We need to look at our budget to reduce cost.

Rob Hubbard, 15 Northwood. Asked the council to consider public participation after the council has discussed items on the agenda and before the council votes on items on the agenda. Mr. Hubbard asked that the city attorney look into this, to see if the public participation is being done legally. Mr. Hubbard asked what the difference is between having the city attorney be appointed verses contracted. He asked the council to look into this so the citizens of Libby know. He thanked the council for the best meeting in 2 years; there was no fighting or yelling. Mr. Hubbard asked the city attorney to be accountable to the citizens and not the mayor.

Arlen Magill, 807 Wisconsin. Has a concern about the water verses sewer rates, he is worried about watering his yard and having this reflect on his sewer bill. Mr. Magill asked the council to consider giving a price break for sewer use in the summer. Mr. Teske responded that he is having a sewer committee meeting next week and invited Mr. Magill to attend. Mr. Magill would like to put a irrigation pump in, but knows that is not a option.

Mrs. Williams made a motion to adjourn the meeting.

Mr. Olsen second.

Motion passed.

The meeting adjourned at 8:28 pm

\_\_\_\_\_  
Council President,  
Brent Teske

Attest; \_\_\_\_\_  
Audray J. McCollum, City Clerk-Treasurer