

APPROVED

The 1450th Regular Meeting of the City Council was held on Monday, June 6th, 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 City Administrator Jim Hammons and City Treasurer/Clerk Audray McCollum. Mayor Doug Roll was absent.

The prayer was offered by Ora Miller.

A motion was made by Allen Olsen to approve the minutes from the meeting held on May 2, 2016.

Mrs. Raines seconded the motion with discussion to follow.

Mr. Olsen asked that the minutes reflect his comment that the Tree Board should be dissolved, and the minutes should reflect Arlene McGill statement that Mrs. Lawrence should follow her own advice, to stay out of legal trouble.

This motion was not voted on.

Approval of the minutes passed with Mrs. Williams and Mrs. Desch not voting.

Announcements:

City Administrator Jim Hammons stated that the hospital will be receiving a grant for signage to be used on the walking trails. The grant will be coming through the city and then the city will be giving the funds to the hospital.

Committee Reports:

Cemetery/Parks: None

Fire: Mr. Zimmerman reported there were 8 calls, 3 in the county 5 in the city for the month of May. The fire hall would like to thank Joe Wood for his many hours in rebuilding the ladder truck. The fire hall appreciates all the work the council has done, so they can get a new roof.

Police: Chief Terry Watson said for the month of May, there were 228 calls, 46 citations issued, and 26 arrests made.

Resolutions/Ordinances: Mrs. Williams will be working with the city attorney to update several ordinances once one is appointed.

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

Water/Sewer: Mr. Teske said the Hydro Project is on schedule and should be on line by mid September. He also explained how the camera system demonstration worked in the sewer pipes. There will be a different company here on Thursday June 9th to demonstrate their inline camera for the drainage pipes.

Building: Mrs. Raines stated there will be discussion later in the meeting on the fire hall roof.

Personal: None

Budget: Mrs. Desch mentioned there will be a budget class in Kalispell on Tuesday June 14th.

Finance: None

City Administrators Report: Council members have the report for May. Mr. Hammons said the city is flushing hydrants so there may be a short period where the public may not have water.

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

Gary Neff, 407 10th St E. Has concerns that Mayor Roll changed the rules on how to address the council two months ago without council approval. He feels it should not be up to the mayor to enforce the rules of the meetings. He wants the council to reevaluate the 3 minute rule; this is not enough time to talk to the council. Neff also would like to see a second council meeting and stated this is why this ordinance has not been passed, because certain council members do not want this.

Rob Hubbard, 115 Northwood. Would like to thank the council for their hard work in getting an applicant for the city attorney, He hopes the council will approve Dean Chisholm and feels he is qualified for the job. Mr. Hubbard has concerns about the safety of the road at the corner by Libby Sports. He wants the city to put a turning lane in there. Mr. Teske replied that this is not a city road it is a state road, and there has been several request over the years to the state to

change this intersection. Chief Watson said the road is not wide enough for a turning lane.

Vicky Lawrence would like to know why the fire hall roof is in such disrepair and asked why this was let go for so long and not brought up to the council earlier.

Mr. Teske replied that it was brought up 2 years ago when it started leaking, by then the roof had a lot of damage that they did not realize, and it was too late just to patch it. Mrs. Lawrence would like the council to check and see if there is some kind of tax or fee that the city could charge for building maintenance.

New Business:

Mrs. Williams made a motion to appoint Dean Chisholm as Libbys' city attorney.

Mr. Zimmerman second, with discussion to follow.

Mr. Olsen asked if Mr. Chisholm had ever had a complaint filed with the ODC. Mr. Chisholm stated that, he had never been the subject of complaint by a disciplinary council. Mr. Olsen then asked Mr. Chisholm if you see the mayor or council bending the law will you step in and give your opinion. Mr. Chisholm responded that he would be willing to do that. Mr. Olsen thanked Mr. Chisholm for a great resume. Mrs. Raines asked Mr. Chisholm what his plan is for the back log of cases. Mr. Chisholm plans on working with law enforcement and the court to get a schedule. Then work with defense council to set aside blocks of time, and go over several cases at once.

Motion passed unanimously.

Mrs. Raines explained the different bids for the old and new fire hall roofs as well as the extended warranties being offered. Discussion followed.

Mrs. Williams made a motion to accept the bid for the new fire hall roof with mast roofing for the amount of \$16,700 that includes the 18 year warranty. Proceeds from the sale of city property at 520 Utah would pay for the roof.

Mr. Olsen second.

Motion was amended to include yearly inspections of the roof and updates to the council.

Motion passed.

The council will wait for further updates from the old fire hall roof before moving forward with any repairs.

Summer Paving Projects: City Administrator Jim Hammons explained that this will be the last year the city can work with the county on paving projects. He gave the council a list of 7 streets that need to be paved. Discussion followed.

Mr. Olsen hates to see the city repave all these streets with bad water mains under them. Mr. Hammons agreed but said the streets are so bad that it needs to be done. Mr. Teske asked about the chip sealing project, Mr. Hammons said it would be about \$85,000 to \$90,000 to chip seal all the paving projects that have already been done.

Mrs. Williams made a motion to pave the recommended streets, switching Education Way for Idaho, and to do the recommended chip sealing and if possible to add Oak and 8th street. With funds coming from the ED fund totaling around \$220,000.00.

Mrs. Desch second.

Motion passed.

Angle Parking: Mr. Zimmerman stated there have been concerns about the congestion downtown and the city may want to consider going to angle parking. This would double the parking. He recommended leaving parallel parking on the east side of the street and angle parking on the west. Mr. Zimmerman wants this to be done for a minimum of two years. Discussion followed.

Mr. Zimmerman made a motion to change to angle parking from the alley way on the 100 block on Mineral all the way up to Lincoln Boulevard after the chip sealing is done, with a small section from the Mint Bar to 3rd street being done now.

Mrs. Desch second.

Motion passed.

Kat Salamon, 1051 California, Stated that the city had her property surveyed at her request, and she is concerned because one of the survey sticks is in the middle of her yard. Mr. Hammons replied that he would have to look at the survey and then would be able to explain this to her.

Kathy Stern with Libby Loggers Days, asked for a road closure for the parade on June 25th from 7am to 12pm from HWY 2 down Mineral Ave to 2nd street and Lincoln Boulevard from Louisiana to Idaho.

Mrs. Williams made a motion to approve the street closure for the Libby Logger day Parade from HWY 2 to 2nd Street and Louisiana to Idaho.

Mrs. Desch second.
Motion passed.

Pam Peppenger Libby Chamber of Commerce, talked about all the upcoming events happening in Libby. Things are looking up for Libby, Thanked the council for getting Libby on the up and up.

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 10th 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

