**APPROVED**

**The 1466TH Regular Meeting of the City Council was held on Monday, March 20th, 2017 in the Council Chambers at City Hall.**

**Call to Order:**

The meeting was called to order at 7:00 pm by Mayor Brent Teske.

Present were Mrs. Williams, Mr. Beach, Mrs. Smith, Mr. Olsen, Mr. Zimmerman, City Administrator Jim Hammons and City Clerk/Treasurer Audray McCollum. Ms. Campbell was absent.

Prayer was offered by ~~Lloyed~~ Lloyd Miller.

Mrs. Smith **MADE A MOTION** to approve the minutes from the regular meeting # 1465 held on March 6, 2017.

Mr. Zimmerman **SECOND.**

Williams, Beach, Smith, Olsen and Zimmerman voted for.

Ms. Campbell was absent.

**MOTION PASSED.**

**Announcements:**

Mayor Teske reported there was a water health advisor in effect. Anyone with a weak immune system or those with small children were advised to boil their drinking water.

Mayor Teske said council person Campbell was planning on resigning. Mayor Teske will open up the council position, after he receives her formal resignation letter.

Mrs. Smith stated she would recuse herself from item # 2(sidewalk enclosure extension request for Cabinet Mountain Brewery) on the agenda.

**Committee Reports:**

**Cemetery/Parks:** Mrs. Williams called a meeting on Wednesday March 22, to work on a list of upcoming projects for the parks and cemetery.

**Fire:**  Mr. Zimmerman said the funding was in place for the fire hall roof.

City Attorney Dean Chisholm will be drafting a contract between Libby Rural Fire district and the City of Libby (R.E payments for replacing the fire hall roof).

**Police:**  None

**Resolutions/Ordinances:** None.

**Lights/Streets/Sidewalks:** Mr. Beach stated the city and county will be working on the chip seal issue.

There will be a committee meeting on March 23 at noon to discuss purchasing a street sweeper and upcoming street projects.

**Building:** Mr. Beach will call a meeting in early April with the engineer and contractor for the fire hall roof.

**Water/Sewer:** Mr. Zimmerman will have a meeting to discuss future plans for the city’s water and sewer lines.

**Personnel:** None.

**Budget:** None

**Finance:** None.

**City Administrator:** Mayor Teske reported city crews had been working on filling pot holes around town. Mayor Teske will be contacting the state road department about the potholes on Hwy 2 that approach with city streets.

**CAG:** None.

**KRDC**: Mr. Zimmerman reported the wayfinding signs were moving forward. The spur rail system will be complete sometime in the summer.

**City County Health Board:** None.

**Public Comment on Non- Agenda Items:**  None.

**New Business:**

**Oath of Office-Officer Pape:**

Mr. Christopher Pape was sworn in by Mayor Teske as Libby’s new patrol officer.

Mr. Pape thanked the council and gave a brief history of his background.

**Sidewalk enclosure extension request for Cabinet Mountain Brewery:**

Council person Kristin Smith recused herself from council chambers.

Council was presented with a letter and plans for the expansion request from Cabinet Mountain Brewery for an outside seating area.

Mr. Beach stated Sarah Sorensen co-owner of Cabinet Mountain Brewing Company had met with the building committee and discussed future building plans and the purposed outside seating area.

Mr. Zimmerman made a **MOTION** to allow Cabinet Mountain Brewery the 13 by 4 foot extension for access to a fenced outside seating area.

Mr. Beach **SECOND**.

Mr. Olsen asked for a solid fence in the alley and wanted to know if the alley would be paved?

Mrs. Sorenson said the alley would be compressed gravel with trees and shrubs along the fence.

Mr. Olsen requested the fence be solid to insure alcohol was not passed to minors.

Mrs. Sorensen said there would be three feet of trees and shrubs beside the fence. Mr. Olsen said he would accept that.

PUBLIC COMMENT:

D.C Orr, 1117 Nevada, expressed concerns with the political influence that Cabinet Mountain Brewery has had in the past and thanked Mrs. Smith for recusing herself. Mr. Orr asked council if Mrs. Smith had discussed the expansion with any of them prior and tried to sway their vote.

Mr. Beach responded that Mrs. Smith had not attended the streets and sidewalk meeting and had not influenced the committee.

 Mr. Orr expressed his concerns with the possibility of minors consuming alcohol if a solid fence was not put in place. Mr. Orr said it was the responsibility of the council to make sure that did not happen.

Bill Cunnane, 62 Michigan Ave, stated the tree and shrub roots might cause havoc with the sidewalks.

Tina Oliphant, 815 Minnesota, Kootenai River Development stated the expansion would revitalize the downtown and be a great benefit for tourism. Oliphant asked city council to approve this.

D.C. Orr wants to see a solid fence or clear panels to insure alcohol is not available to minors. He said this could be a dangerous situation.

Gary Hunstberger, 384 E. Commerce Way, stated the brewery was very vibrant and well taken care of and well staffed. He said this was a positive force for downtown and people are being nitpicky. He encouraged council to vote for the expansion.

Williams, Beach, Olsen and Zimmerman voted for.

Smith - recused and abstained.

Campbell - absent.

**MOTION PASSED.**

Mrs. Smith was brought back into council chambers.

**Lisa Oedewaldt, Emergency Management, update on disaster declaration.**

 Ms. Oedewaldt presented council with a draft emergency resolution which adds 2 mills. Oedewaldt explained the 2 emergency mills need to be added, in order for the city to qualify for emergency reimbursement funds from the state.

Mayor Teske will have the city attorney review the emergency resolution and this will be on the next agenda.

**NO ACTION WAS TAKEN.**

**FORGIVE TWO BAD CHECKS TOTALING $370.74 FROM 2014.**

Mrs. Smith made a **MOTION** to forgive the two bad checks for $370.74.

Mr. Beach **SECOND**.

Williams, Smith, Beach, Olsen and Zimmerman voted for.

Campbell – absent.

**MOTION PASSED.**

**APPPROVE RENEWAL BUSINSES LICENSES RECEIVED TO DATE:**

Mr. Zimmerman made a **MOTION** to approve all renewal business licenses received to date.

Mrs. Smith made a **SECOND.**

Williams, Smith, Beach, Olsen and Zimmerman voted for.

Campbell – absent.

**MOTION PASSED.**

**UNFINISHED BUSINESS:**

**BRIAN ZIMMERMANS RESIDENCE REQUEST:**

Mr. Zimmerman gave an update on obtaining a residence within city limits. He is hoping this will happen within 30 days. Mr. Zimmerman stated he was receiving mail at his sons’ house which was in city limits.

Mrs. Smith stated Mr. Zimmerman was working toward finding a house and has the city’s best interest at heart. The situation was out of his control.

Mr. Olsen made a **MOTION** to take no action.

Mrs. Smith **SECOND.**

Mrs. Williams asked why they were taking an action on a motion if the intent was no action. Mayor Teske wanted everyone on board.

PUBLIC COMMENT:

D.C.Orr, 1117 Nevada, stated Mr. Olsen was harassed about his residency, he stuck it out and justice prevailed. There was no legal timeline, no issue, so no action was required. Mr. Zimmerman intent was to find a residence so he was within the legal requirements. Mr. Orr said council was on the right track.

Olsen, Beach and Smith voted for.

Williams voted against, stating no action means no action.

Zimmerman - abstained.

Campbell - absent.

**MOTION PASSED.**

**COMMUNITY DEVELOPMENT POLICY DRAFT:**

Mrs. Smith presented council with an updated policy draft and asked council for their input.

Mr. Beach asked if the funds had been used in the past to purchase or fix equipment.

Jim Hammons said funds in the past were used for equipment purchases and street paving projects.

Council then discussed how future projects might be paid for without ED funds.

Mrs. Williams stated she went on line to the secretary of state and the Libby Development Company INC was dissolved in 2015. Bob Parker was listed as the contact agent.

Mrs. Williams’ referenced line C - Enhance the appearance and functionality of downtown; changed to enhance the appearance and functionality of the City of Libby.

Mrs. Smith will update the policy for council approval and adoption.

PUBLIC COMMENT:

D.C.Orr, 1117 Nevada, gave a background on the ED Fund and wants some accounting done to rectify the funds.

**NO ACTION WAS TAKEN.**

**PURCHASE OF PROPERTY ON CITY SERVICE ROAD**:

Mr. Beach stated the city property on city service road was not abandoned and has public right away.

The city will move forward and make a proposal package with KSI and present council with a recommendation.

**COUNCIL RULES AND PROCEDURES:**

Council discussed and suggested corrections for the council rules and procedures.

**GENERAL COMMENTS FROM THE COUNCIL:**

Mrs. Smith stated the planning board will be meeting Monday March 27 to discuss medical marijuana.

**Adjournment:**

Mrs. Williams **MADE A MOTION** to adjourn the meeting.

Mr. Olsen **SECOND.**

**MOTION PASSED.**

Meeting was adjourned at 8:32 pm.

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Mayor, Brent Teske Audray J. McCollum, City Clerk-Treasurer