



CITY OF LIBBY

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REGULAR COUNCIL MEETING #1606

JUNE 6, 2022 @ 7:00PM

COUNCIL CHAMBERS – CITY HALL

CALL TO ORDER:

- Pledge of Allegiance
- Prayer by Leona Mast
- Roll Call
- Welcome
- Approve City Council Minutes #1605 dated 16 May 2022.

ANNOUNCEMENTS:

COMMITTEE REPORTS:

- City Administrators Report
- Fire
- Police
- Ordinances
- Lights/Streets/Sidewalks
- Building
- Water/Sewer
- Zoning Commission
- Cemetery/Parks
- Budget
- City-County Board of Health
- Park District Manager of Projects

PUBLIC COMMENT ON NON-AGENDA ITEMS: This is an opportunity for the public to offer comments related to issues that are not currently on the agenda that the council has jurisdiction over. Public comment is limited to 3 minutes.

OLD BUSINESS: Each previous agenda item will be introduced by the mayor with a description of the item and explanation for the recommended action to be taken. Following council discussion on each item there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

NEW BUSINESS: The mayor will introduce each new agenda item with a description of the item and an explanation for the recommended action to be taken. Following council discussion on each item, there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

1. Approve all claims received to date.
2. Approve all business license applications received to date.
 - a. Chloe's Cleaning, 67 Reese Ct. #8, Individual, House cleaning, meal preparation, and lawn mowing.
 - b. Dixon's Construction, 297 Spencer Hill Ave, Individual, Construction and remodeling.
 - c. Hawkeye Asbestos Consulting & Inspections, 1105 Nevada Ave., Individual, Provide inspections & analysis of materials and soils that may contain asbestos.
 - d. Lincoln County Courier Services, 31189 US HWY 2, LLC, Delivery.
 - e. Manic Mechanic (mobile mechanic), 342 Timber LN., LLC, vehicle repair.

UNFINISHED BUSINESS: Each item will be introduced by the mayor (or assigned liaison) with a description of the item. Following council discussion on each item, there will be an opportunity for public comment. No action will be taken. Public comment is limited to 3 minutes concerning each item.

1. IP negotiations.

GENERAL COMMENTS FROM COUNCIL: Public comment will not be taken during this portion of the meeting.

ADJOURNMENT:

The manner of Addressing Council:

- Each person, not a Council member, shall address the Council at the time designated in the agenda or as directed by the Council, by stepping to the podium or microphone, giving that person's name and address in an audible tone of voice for the record, unless further time is granted by the Council, shall limit the address to the Council to three minutes.
- All remarks shall be addressed to the Council as a body and not to any member of the Council or Staff with no personal remarks allowed.
- No person, other than the Council and the person having the floor, shall be permitted to enter any discussion either directly or through a member of the Council, without the permission of the Presiding Officer.
- Any person making personal, impertinent, or slanderous remarks or who shall become boisterous or disruptive during the council meeting shall be forthwith barred from further presentation to the council by the presiding officer unless permission to continue is granted by a majority vote of the council.

ATTENTION:

To access this meeting electronically with **ZOOM**,
Dial: 253-215-8782
Meeting ID: **4042719951**
Password: **151041**
Posted: 6/2/22

UNAPPROVED MINUTES

The City Council held Council Meeting # 1605 on Monday, May 16, 2022, in the Council Chambers at City Hall.

Call to Order:

The meeting was called to order at 7:00 pm by Mayor Peggy Williams.

The Pledge of Allegiance was completed, Prayer was led by Joseph Miller, and Roll Call commenced. Present were Mayor Peggy Williams, Councilors Gary Beach, Melissa Berke, Zachariah McNew, Kristin Smith, Hugh Taylor, Zimmerman, City Administrator Sam Sikes, Clerk/Treasurer Leann Monigold, and (via Zoom) Attorney Dean Chisholm.

Mayor Williams welcomed all present.

Announcements: Mayor Williams announced Fireman's Park campground host arrived last week, everything is ready and campground is open.

Committee Reports:

Administrator: A church group will be working in the cemetery to level out head stones and clean up the area. They will be there the 25th of May and one day in June and July.

Mr. Sikes read the building permit report. April had 1 commercial and 15 residential/other (schools and churches) building permits were issued totaling \$14,625. Since July 1, 43 permits have been sold for a total of \$36,830 in this fiscal year.

Water/Sewer: Meeting will be held Tuesday, May 24th at 6:05pm.

Zoning Commission: Meeting will be held Monday, May 23rd.

Budget Committee: Meeting will be held Friday, May 20th at Noon.

Public Comment on Non-Agenda Items: None

Old Business: None

New Business:

Approve City of Libby submitting MCEP grant application for Libby Creek Community water improvements project: Mayor Williams explained it was a two part process.

- 1. Approve Resolution #2002, Accept the Determination that Environmental Assessment is Appropriated for the City of Libby's "Libby Creek Community Water Improvement Project" and to approve the associated Preliminary Engineering Report:** Mayor Williams read resolution 2002.

Councilor Smith **MADE A MOTION** to approve Resolution #2002, Accept the Determination that Environmental Assessment is Appropriated for the City of Libby's "Libby Creek Community Water Improvement Project" and to approve the associated Preliminary Engineering Report, and Councilor Zimmerman **SECONDED**.

Councilors Beach, Berke, Smith, Taylor, and Zimmerman voted **FOR**. Councilor McNew recused himself from voting due to his company being manager of the Libby Creek Community.

MOTION PASSED.

- 2. Approve Resolution #2003, Authorize Submission of MCEP Application:** Mayor Williams read resolution 2003.

Councilor Smith **MADE A MOTION** to approve Resolution #2003, Authorize Submission of MCEP Application, and Councilor Zimmerman **SECONDED**.

Councilors Beach, Berke, Smith, Taylor, and Zimmerman voted **FOR**. Councilor McNew recused himself from voting due to his company being manager of the Libby Creek Community.

MOTION PASSED.

Approve Memorandum of Understanding between the City of Libby and Lincoln County regarding MCEP grant for Libby Creek Community:

Councilor Smith **MADE A MOTION** to approve Memorandum of Understanding between the City of Libby and Lincoln County regarding MCEP grant for Libby Creek Community, and Councilor Zimmerman **SECONDED**.

Councilors Beach, Berke, Smith, Taylor, and Zimmerman voted **FOR**. Councilor McNew recused himself from voting due to his company being manager of the Libby Creek Community.

MOTION PASSED.

Approve Master Service Agreement for AE2S engineering services agreement for sewer plant controller and replacement of 3 sections of sewer mains:

Councilor Zimmerman **MADE A MOTION** to approve Master Service agreement for AE2S, and Councilor Beach **SECONDED**.

Councilors Beach, Berke, Smith, Taylor, and Zimmerman voted **FOR**. Councilor McNew recused himself from voting due to his company being manager of the Libby Creek Community.

MOTION PASSED.

Approval of Master Service Agreement for AE2S and Task Order #1 for the Water System PER: Mike Fraser made note he has reviewed the scope and fees.

Councilor Zimmerman **MADE A MOTION** to approve Master Service Agreement for AE2S and Task Order #1 for the Water System PER, and Councilor Smith **SECONDED**.

Councilors Beach, Berke, Smith, Taylor, and Zimmerman voted **FOR**. Councilor McNew recused himself from voting due to his company being manager of the Libby Creek Community.

MOTION PASSED.

Approval of Tina Oliphant, 3BD Services, LLC. contract for grant administration:

Councilor Smith **MADE A MOTION** to approve Tina Oliphant, 3BD Services, LLC. contract for grant administration, and Councilor Zimmerman **SECONDED**.

Councilors Beach, Berke, McNew, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Civics Class Presentation:

Tripp Jong, 905 Commerce Way, along with Trey Anderson, Crystal Peña, and Tanya Ackers, lobbied for an indoor community swimming pool, stating it would provide jobs and educational opportunities like swimming lessons, lifeguard training, and exercise. A swimming pool would also generate revenue and boost community morale. Mr. Jong stated a survey was taken amongst middle school and high school students with 120 random samples. For question # 1, should Libby have a community pool? 93% answered yes. For question # 2, should the pool be indoors? 85% answered yes. For question # 3, how many want a pool on a scale from 1 to 5? 53% rated it a 5, with 5% rating it a 1. After researching, several grants could be applied for to provide funding, such as National Swimming Pool Foundation, a 501C3 grant offering over \$4 million in grants. National Pool Service offers up to \$2 million in grants a year.

Mayor Williams thanked the group for their research and presentation and asked if they were aware a group had been looking into doing a pool. Mr. Jong explained he was aware and that is how their research began. Council encouraged getting involved with the group that has been looking into doing a pool.

Jordan Luizengo, 515 Minnesota Ave., along with Aiyden Crawford, Stephen Borden, and Vance Ward presented encouraging an indoor recreation facility for young adults. An indoor facility would include activities such as job fairs, community game nights, a meet or drop-off location for outdoor events and activities, used to supplement food for low-income households, and be integrated with the pool idea. The group discussed locations that would make the facility possible, and a survey example of a pie chart was given out showing high school students' support for such a facility. The group presented possible funding that could be used for such a facility, such as CDBG grant, fundraisers, memberships, vending machines, and arcade games.

Landon Haddock, 519 Nevada Ave., along with Hailey Chambers and Noah Boyd, discussed uncontrolled intersections or adding more stop signs to intersections. Mr. Haddock explained their research on safety control in the U.S. for intersections converted to traffic lights and stop signs saw a 72-80% reduction in injury crashes and a 43% reduction in total crashes. Intersections converted to roundabouts: research shows an 85% reduction in injury crashes and a 62% reduction in total crashes. The group believes that with these research numbers, such traffic control would help promote safer driving.

Mayor Williams asked if any particular intersections were identified to see traffic control. Mr. Haddock described several intersections he has had a problem at.

Approval of Ordinance 2002, Adult Use Marijuana – Second Reading: Mayor Williams read the Ordinance. Councilor Smith inquired about the Ordinance number being the same as one of the Resolution numbers earlier in the meeting. Clerk-Treasurer Monigold explained ordinances and resolutions have been kept in one tracking book, going forward, all ordinances and resolutions will be tracked separately.

Councilor Smith **MADE A MOTION** to approve **Ordinance 2002, Adult Use Marijuana**, and Councilor McNew **SECONDED**.

Councilors Beach, Berke, McNew, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Approval of Lincoln County Commissioners' request to define Board of Health – Local Governing Body: Mayor Williams read an email received from Lincoln County Commissioners' office and explained the request.

Councilor Smith **MADE A MOTION** that we define the Governing Body for the City-County Board of Health to include the three County Commissioners plus the Mayors from each City, with the caveat that there has to be an opportunity for a tie-breaking vote. So maybe we send on the message that Rexford's being included as well, and Councilor Beach **SECONDED**.

Public Comments: Jennifer Nelson, 1026 Washington, inquired if the email was recommending a name change. Mayor Williams explained it was not a name change just to define who the governing body is in case of an emergency.

Councilors Beach, Berke, McNew, Smith, and Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Approve all business license applications received to date:

BBNDDLLC DBA. Kootenai Country Title, Hen and Chicks Lawn Care, and Troyer Roofing.

Councilor Smith **MADE A MOTION** to approve all business applications received to date, and Councilor Zimmerman **SECONDED**.

Councilors Beach, Berke, McNew, Smith, and Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Unfinished Business:

IP negotiations: No update

Public Comments: None

General Comments from the Council: Councilor Taylor asked if there was a conclusion on S&D Auto Detail. Attorney Chisholm explained Law Enforcement completed the investigation and a report is being sent to him for review but he has not received it yet.

Councilor McNew announced wood chips for the playground would arrive tomorrow and the playground equipment will be in town at the end of the week and the construction plans are with the playground equipment. Administrator Sikes explained the plans will have to go through MMIA for approval for Workers Comp. to make sure everyone is covered so it may take a few weeks.

Adjournment:

Councilor Zimmerman **MADE A MOTION** to adjourn and Councilor Smith **SECONDED**.

Councilors Beach, Berke, McNew, Smith, and Taylor voted **FOR**.

MOTION PASSED.

Mayor Williams adjourned the meeting at 7:38 PM.

Mayor Peggy Williams

Clerk-Treasurer Leann Monigold