



CITY OF LIBBY

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REGULAR COUNCIL MEETING #1584

SEPT 7TH, 2021 @ 7:00PM

COUNCIL CHAMBERS – CITY HALL

CALL TO ORDER:

- Pledge of Allegiance
- Roll Call
- Welcome
- Prayer offered by Benjamin Girod.
- Approve City Council Minutes #1580 dated 16 Aug 2021, Public Hearing dated 23 Aug 2021, Special Meeting #1581 dated 23 Aug 2021, Special Council Meeting #1582 dated 23 Aug 2021, and Special Council Meeting #1583 dated 30 Aug 2021.

ANNOUNCEMENTS:

COMMITTEE REPORTS:

- City Administrators Report
- Fire
- Police
- Ordinances
- Lights/Streets/Sidewalks
- Building
- Water/Sewer
- Zoning Commission
- Cemetery/Parks
- Budget
- KRDC
- 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 (or assigned liaison) with a description of the item and explanation for the recommended action. Following council discussion on each item will be an opportunity for public comment prior to any action taken. Public comment is limited to 3 minutes.

1. American Legion Auxiliary #95, Statue in cemetery repair. (Tabled)

NEW BUSINESS: Each new agenda item will be introduced by the Mayor (or assigned liaison) with a description of the item and explanation for the recommended action. Following council discussion on each item will be an opportunity for public comment prior to any action taken. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

1. Introduce request for Lower Reservoir sampling building purchase or donation.
2. Introduce Noble Excavation request for easement by Sewage Treatment Plant.
3. Adopt Resolution 1993 – Authorization to submit Montana Coal Endowment Program (MCEP) Infrastructure Planning Grant Application - Mike Fraser.
4. Approve street closure on 15 September for Timberline Auto from 8:30 to 11:00 am.
5. Adopt Resolution 1987 – Requesting distribution of Bridge and Road Safety and Accountability Program funds.
6. Adopt Resolution 1989 – Fixing the Annual Appropriations for FY-22.
7. Adopt Resolution 1990 – Setting the Tax Levy for FY-22.
8. Adopt Resolution 1991 – Setting the city salaries and wages for FY-22.
9. Ordinance 1992 – Zoning changing for properties in Cabinet Heights neighborhood (Cabinet View Golf Club).
10. Approve all business licenses received to date.
 - a. Amanda Steele, Individual, 1312 Montana, Home cleaning and sitting.
 - b. Familiar Raven, LLC, 145 Spencer, Arts and Crafts sales.
 - c. First Choice Cleaning Services, LLC, 310 West Flower St., Commercial and residential cleaning.
 - d. MT Washing, LLC, 713 Wisconsin, Power washing services.
 - e. Ward Enterprises, LLC, 362 Vanderwood, Hauling, grading, dirt work.
 - f. Wild Woods Inc. of Libby, LLC, 108 E. 9th St., Personal care products, cosmetic injections.
11. Approve Payroll and Claims for August 2021.

UNFINISHED BUSINESS:

1. IP negotiations.

GENERAL COMMENTS FROM COUNCIL:

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 be 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: 09/2/21

UNAPPROVED MINUTES

The City Council held meeting #1580 Monday, August 16th, 2021, in the Council Chambers at City Hall.

Call to Order:

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

The Pledge of Allegiance was completed, and Roll Call commenced. Present were pro tem Mayor Peggy Williams, Councilors Gary Beach, Rob Dufficy, Kristen Smith, Hugh Taylor, Brian Zimmerman, and City Clerk/Treasurer Samuel Sikes.

Pro tem Mayor Williams welcomed all present and prayer was offered.

Approve City Council Minutes 1579 dated 2 August 2021. Councilor Zimmerman **MADE A MOTION** to approve, and Councilor Smith **SECONDED**.

Pro tem Mayor Williams, and Councilors Beach, Dufficy, Smith, Taylor, and Zimmerman **FOR**.

MOTION PASSED.

Announcements:

None.

Committee Reports:

Fire: Councilor Zimmerman reported 18 calls in July 2021 consisting of 4 City, 10 Rural, and 4 outside of either. The total number of calls for 2021 is 85 as of July 2021.

Police: Mayor pro tem Williams reported Chief Kessel was unable to attend but will have all hands on deck for this weekend with Hot August Nights.

Water/Sewer: Councilor Zimmerman reported that the Water/Sewer bills for August will be an average for the last three months due to unforeseen circumstances. Councilor Dufficy asked why an average was being used and Councilor Zimmerman pointed to the fact that, at the last meeting, it was briefed that there as going to be a staffing issue with two employees unable to work.

Public Comment on Non- Agenda Items:

Allen Olsen voiced derogatory remarks towards pro tem Mayor Williams to which several Councilors called for a point of order. Allen reminded the Council and Mayor pro tem that "they worked for him."

Old Business: Mayor pro tem Williams spoke of the statue located in the cemetery that the Legion Auxiliary is raising money to have repaired. The mayor stated that the city can only fund projects like the statue if it is owned by the city and opened the door that money could be allocated from the Community Development fund if the Council desired.

Discussion commenced on who had ownership of the statue. Councilor Zimmerman agreed that the Legion owned the statue as it was originally created for the Parks Department and the American Legion. Councilor Smith was under the impression that if the statue was on city property that the city would have ownership.

Mayor pro tem Williams asked if the Council was interested in donating. Councilor Smith wanted more information while not wanting to lose the item from the agenda. Councilors Taylor and Beach were interested in what the city was allowed to do.

Councilor Zimmerman informed the Council that the city had provided in-kind work on the current statue on Mineral Ave. by preparing the base for the statue. Pro tem Mayor Williams stated that the Legion Auxiliary did not need any in-kind work to complete the project.

Councilor Smith informed the Council of meeting with the auxiliary and the press at the cemetery and requested more investigation into the ownership of the property and statue because the statue is located on cemetery plots. Councilor Beach asked who owned the other statues and monuments in the cemetery.

Pro tem Mayor Williams stated that all the other statues and monuments were personal property except for the Knights of Columbus monument to still born children.

Councilor Smith stated that plots that have not been sold belonged to the city. Councilor Dufficy wanted the city attorney to investigate the matter. Mayor pro tem Williams announced that the statue would be placed under the unfinished business section on the agenda.

New Business:

Mayor pro tem Williams opened the new business section of the meeting.

Councilor Beach **MADE A MOTION** to renew Resolution 1987, Conduct Mail Ballot Election, based on new information that there are 1702 registered voters of which 1060 are absentee and the cost would increase by over \$4,000. Councilor Smith **SECONDED**.

Mayor pro tem Williams informed the Council that 2/3rds of the Council would have to vote in the affirmative to renew the resolution.

Pro tem Mayor Williams, and Councilors Beach, Smith, and Zimmerman voted **FOR**. Councilors Dufficy and Taylor voted **AGAINST**.

MOTION PASSED.

Mayor pro tem Williams stated that 2/3rd majority had been reached and thus resolution 1987 – Conduct Mail Ballot Election was renewed and open for discussion.

Councilor Beach spoke of a meeting with Paula Bluff and discussed the cost of \$7,000 to \$9,000 for a poll election to pick up the 646 voters that are not absentee and questioned the fiscal responsibility of the decision. Councilor Smith agreed that fiscal responsibility reflected the sentiment of the voting public.

Councilor Dufficy thought that everyone was missing the point believing that 62% were registered absentee due to COVID and that, by not having a poll ballot, 38% of the public was being disfranchised. Councilor Dufficy stated that it costs to run a government and \$5,000 or \$6,000 is nothing compared to having the right to vote, adding that COVID will be here forever.

Discussion continued on topics such as specific demographics, pre-COVID balloting, other city expenditures, and if the resolution could even be renewed. Mayor pro tem Williams read Resolution 1987 – Conduct Mail Ballot Election in full. Discussion then continued on the difference in the general fund and community development fund.

DC Orr, 1117 Nevada, voiced the opinion that, by not handing out the information prior to the meeting, renewing the mail ballot resolution was a dirty trick. Integrity is a hot topic right now and people need to have faith in the elections and in the responsible officials. Allegations that the Mayor pro tem and County Clerk have previously broken the law were made.

Allen Olsen stated the belief that the polls should be open for the people to vote.

Discussion was held with Councilor Dufficy stating that the mail ballot resolution was defeated 4 to 1 and was not on the agenda for this meeting. Councilors Beach, Smith, and Zimmerman stating that the mail ballot resolution was the same resolution that was on the last agenda from two weeks ago.

Discussion continued with Councilor Smith reading from Roberts Rules and speaking to trusting the vote in Libby, Councilor Dufficy bringing up the disfranchisement of 38% of voters, Mayor pro tem Williams stating that Libby had to adopt a resolution 55 days prior to the election, and Councilor Beach speaking to reconsideration versus renewal.

Councilor Dufficy, wanting to make the information public, **MADE A MOTION** to table the resolution and Councilor Taylor **SECONDED**.

Mayor pro tem Williams, Councilors Beach, Dufficy, Taylor and Zimmerman voted **FOR**, Councilor Smith voted **AGAINST**.

MOTION PASSED.

Approve preliminary budget for FY22.

Mayor pro tem Williams stated that the preliminary budget is subject to change until it is passed on the 7th of September and listed all the Budget Committee meetings that have been held on the subject.

Councilor Smith and Mayor pro tem Williams gave special thanks to the Clerk/Treasurer for preparing the FY22 budget.

Councilor Smith **MADE A MOTION** to approve the preliminary budget for FY22 and Councilor Beach **SECONDED**.

DC Orr questioned how the city could operate without any new IP money being received, among many complaints about Attorney Payne, so Mayor pro tem Williams explained that the IP money is a completely different fund and would not affect the budget.

Mayor pro tem Williams, Councilors Beach, Dufficy, Smith, Taylor and Zimmerman voted **FOR**.

MOTION PASSED.

Approve Noble Construction and TD&H Engineering Grant claims for Water System.

Mayor pro tem Williams explained that the two claims had to be paid to keep current with the contractual agreement for the water systems improvement project.

Councilor Smith **MADE A MOTION** to approve the claims and Councilor Beach **SECONDED**.

DC Orr requested and received that the amounts were Noble Construction \$281,000 and TD&H \$21,000.

Pro tem Mayor Williams, and Councilors Beach, Dufficy, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Approve all business licenses received to date.

Pro tem Mayor Williams read over the requests from Groomer Has It, My Hearing Centers, NDY, and Tudor Construction pointing out the NDY still had to have a propane tank moved to be in compliance with Code.

Councilor Smith **MADE A MOTION** to approve all licenses except NDY and Councilor Taylor **SECONDED**.

Pro tem Mayor Williams, and Councilors Beach, Dufficy, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Councilor Smith **MADE A MOTION** to approve NDY conditional on the propane tank being moved and Councilor Beach **SECONDED**.

Pro tem Mayor Williams, and Councilors Beach, Dufficy, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Unfinished Business:

IP negotiations.

Pro tem Mayor Williams reported nothing new. Clerk/Treasurer Sikes reported preparing reports for Attorney Allan Payne. Councilor Beach requested a phone call be made between the Council and Attorney Payne for an update on the case. Mayor pro tem Williams volunteered to make the arrangements.

DC Orr voiced his opinions on perceived secret meetings, attorney client privilege, and how it is a public duty to restore public trust.

General Comments from Council:

Pro tem Mayor Williams announced that there will be a 6 pm meeting on the 23rd for Cabinet Affordable Housing to obtain public comments for tax credits and a 7:15 pm meeting to conduct interviews and appoint a new Mayor. The final Budget will be presented at 6 pm on 7 September during a Public Hearing and Jim Beasley will speak to a Conditional Use Permit during the regular meeting at 7 pm on the same date.

Pro tem Mayor Williams informed the Council that State monitors were here on Wednesday the 11th to conduct an onsite visit regarding the CDBG and the TSEP grants. Libby had a perfect score with Engineer Mike Fraser, Grant Administrator Melissa Stone, and Clerk/Treasurer Samuel Sikes having all the information and documentation readily available.

Wheatly Ryan will start trimming trees on the Boulevard and Louisiana Ave. and the paving should be completed for the year by the end of the week.

KPFL wanted to be on the agenda for this meeting but missed the posting deadline. KPFL will be given a Special meeting on the 23rd to request the fee be waived for the use of the Ponderosa Room on the 27th and 28th of August for a yard sale.

Councilor Duffy informed the Council that discussion is being had to look at pulling the Committee Reports section out of the agenda for the second meeting of the month.

Adjournment:

Councilor Dufficy **MADE A MOTION** to adjourn, and Councilor Taylor **SECONDED**.

Pro tem Mayor Williams, Councilors Beach, Dufficy, Smith, Taylor, and Zimmerman voted **FOR**.

MOTION PASSED.

Meeting adjourned at 8:52 pm.

Mayor Peggy Williams

Attest; _____
Clerk/Treasurer Samuel Sikes

UNAPPROVED MINUTES

The City Council held a Public Hearing on Monday, August 23rd, 2021, in the Council Chambers at City Hall to solicit public comment on a low-income housing project on Commerce Way.

Call to Order:

The meeting was called to order at 6:00 pm by Mayor pro tem Williams.

The Pledge of Allegiance was completed, and Roll Call commenced. Present were Mayor pro tem Williams, Councilors Gary Beach, Rob Dufficy, Kristen Smith, Hugh Taylor, and Brian Zimmerman, and City Clerk/Treasurer Samuel Sikes.

Mayor Willaims welcomed all and read over the agenda speaking to the low-income rental housing project on Commerce Way as proposed by Cabinet Affordable Housing and introduced Cassidy Kipp.

Cassidy Kipp gave a Power Point presentation which covered the 24 proposed units and the green construction techniques that will be used, including low flow water appliances, non-toxic chemicals, and heavy insulation. Cassidy went over the income ranges that would be eligible and spoke of the assistance that would be provided on site.

Councilor Dufficy asked what income would be considered eligible, and Cassidy stated that it would be 50% of Libby's median, \$24,850, which would be \$12,425.

Vincent Backen, 427 Thomas, gave the opinion that people should not be in low-income housing for 30 years and asked where the people would be coming from to rent the units and why Cabinet Affordable Housing was giving the presentation. Cassidy explained that Infinity, a private company, would be a third party landlord in charge of the rentals and explained that Cabinet Affordable Housing was in Libby to elicit public comment as required for tax exemptions adding that there were no additional mill levies or taxes being placed on Libby's residences.

Jennifer Nelson, 1026 Washington, and Cassidy discussed that this housing was for families and not for seniors. It was explained that housing is considered 2 heartbeats per room for occupancy and that the entire complex would be placed on one 4.1 acre parcel. Discussion continued that city services would not be free and that the only thing that the city would miss out on would be the property taxes and that the ground maintenance would be part of the rent. Jennifer voiced the opinion that the units were too spread out to maximize the land usage.

Zack McNew, Country Club Road, gave support to the project while voicing the concern that the housing would become for seniors and not for families as intended.

Mayor Williams, upon no further public comment, turned to the City Council for questions.

Councilor Zimmerman and Cassidy discussed that HUD requires two heartbeats per room in Montana housing and that, although not perfect, this still maintains the vision of a single parent and child in the units while explaining that 6 to 8 people in a unit would be unrealistic. Cassidy stated that studies of Libby have shown that 1 and 2 bedroom units are the most needed.

Councilor Smith asked what the current family size was in the latest census to which Cassidy was unsure. Mayor Williams entered a letter, received from an anonymous source, into the record opposing the project.

Gerald Fritts, Cabinet Affordable Housing, thanked the Council for the time and cleared up the point that there are two types of housing which are senior and family. Senior housing has age restrictions and family housing does not preclude seniors.

Councilor Smith wished Cabinet Affordable Housing, as a current employer of single women with children, good luck.

Mayor pro tem Williams adjourned the meeting at 6:34pm.

Mayor Peggy Williams

Attest; _____
Clerk/Treasurer Samuel Sikes

UNAPPROVED MINUTES

The City Council held Special Council Meeting #1581 on Monday, August 23rd, 2021, in the Council Chambers at City Hall to approve Kootenai Pets for Life (KPFL) waiver of fees for the Ponderosa room.

Call to Order:

The meeting was called to order at 6:38 pm by Mayor pro tem Williams.

The Pledge of Allegiance was completed, and Roll Call commenced. Present were Mayor pro tem Peggy Williams, Councilors Gary Beach, Rob Dufficy, Kristen Smith, Hugh Taylor, and Brian Zimmerman, and City Clerk/Treasurer Samuel Sikes.

Mayor Willaims welcomed all and read over the agenda and introduced Eilen Carney from KPFL. Eilen read a letter to the Council explaining how the yard sale in the Ponderosa room was the largest fund raiser that the organization had during the year. In addition to rescuing thousands of animals, KPFL also helps the community by helping owners spay and neuter pets at a low cost.

Councilor Zimmerman **MADE A MOTION** to waive the Ponderosa room rental fees for KPFL and Councilor Smith **SECONDED**.

Mayor pro tem Williams informed the Council that the cost granted would be \$200 and confirmed that the deposit would still be paid. Councilor Taylor thanked KPFL for everything it does for the community.

Pro tem Mayor Williams, and Councilors Beach, Dufficy, Taylor, Smith, and Zimmerman voted **FOR**.

MOTION PASSED.

Mayor pro tem Williams adjourned the meeting at 6:43pm.

Mayor Peggy Williams

Attest; _____
Clerk/Treasurer Samuel Sikes

UNAPPROVED MINUTES

The City Council held Special Council Meeting #1582 on Monday, August 23rd, 2021, in the Council Chambers at City Hall to interview and appoint a new Mayor.

Call to Order:

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

The Pledge of Allegiance was competed, and Roll Call commenced. Present were Mayor pro tem Peggy Williams, Councilors Gary Beach, Rob Dufficy, Kristen Smith, Hugh Taylor, Brian Zimmerman, and City Clerk/Treasurer Samuel Sikes.

Mayor Williams welcomed all and read over the agenda. The mayor pro tem recused herself and recommended that Councilor Smith chair the meeting.

Councilor Beach **MADE A MOTION** to have Councilor Smith chair the meeting and Councilor Zimmerman **SECONDED**.

Pro tem Mayor Williams, and Councilors Beach, Taylor, Smith, and Zimmerman voted **FOR**. Councilor Dufficy voted **AGAINST**.

MOTION PASSED.

Kenny Rayome approached the podium to withdraw his application for appointment citing city manpower issues adding that he is still going to be running for Mayor in November.

Mayor pro tem Williams and Councilor Taylor departed the council chambers at 7:03 pm.

Councilor Smith welcomed all, announced the candidates for Mayor, and opened the floor to nominations.

Councilor Dufficy nominated Councilor Taylor and Councilor Beach nominated Mayor pro tem Williams.

Councilor Smith announced that both candidates had been nominated and directed Samuel Sikes to have an applicant come before the Council. Sikes returned stating that a candidate would be out shortly.

Councilor Taylor spoke to his interest in becoming the mayor focusing on the city's infrastructure. The Councilors asked questions covering Councilor Taylor's commitment to the city, future visions for the city, and where some problem areas were located.

Councilor Taylor spoke to the infrastructure and towards the lawsuit with International Paper stating that the city had to hold attorney Payne's feet to the fire to get a deal hammered out. Councilor Taylor stated that there was a petition with 100 signatures supporting his candidacy ready if desired.

Mayor pro tem Williams spoke to her interest in becoming mayor to carry forward work already started while looking to the future of the city. Mayor pro tem Williams has served with 22 Council members and 3 Mayors and envisions good things for the city such as laser fish for the official records, new playground equipment, new subdivisions, and walking paths.

Mayor pro tem Williams answered questions from the Councilors that covered her strength with the budget and in dealing with the Montana Municipal Interlock Authority (MMIA).

Councilor Smith opened the floor for public comment in favor or in opposition of each of the candidates.

Larry King, 1022 Dakota, voiced the opinion the council should focus on businesses instead of recreation and infrastructure for the city and gave support in favor of Councilor Taylor.

Bob McCleary, 317 Parmenter, gave support to Councilor Taylor due to the need for upgraded infrastructure.

Melissa Burke, 516 Montana, stated that Councilor Taylor had the city's best interest at heart.

Kristen Martin, Lincoln County, gave support to Councilor Taylor following what happened with the Cabinet View Golf Course grant issue.

Dave Kemmerer, 124 Pioneer, citing a previous working relationship, gave Councilor Taylor full support for integrity and knowledge.

DC Orr, 1117 Nevada, stated that the people were behind Councilor Taylor adding that Mayor pro tem Williams has made bad decisions, nothing is happening with the IP money, and that the Council voted to get a new attorney years ago that never happened.

Jennifer Nelson, 1026 Washington, voiced the belief that both candidates were good before saying that Mayor pro tem Williams has more experience and Councilor Taylor does not have a firm grasp of the city inner workings.

Councilor Smith opened the floor for discussion from the Council. Councilor Dufficy nominated Councilor Taylor because "he is a straight up guy who works hard and will take care of business." Councilor Beach believes the edge should go to Mayor pro tem Williams for the years of experience with the budget and resolutions.

Councilor Smith called for a voice vote.

Councilor Dufficy voted Taylor.

Councilor Smith voted Williams.

Councilor Beach voted Williams.

Councilor Zimmerman voted Williams.

Councilor Smith stated that Mayor pro tem Williams has carried the vote.

County Commissioner Brent Teske came forward and gave the oath of office to Mayor Peggy Williams.

Councilor Dufficy called a point of order stating that Mayor Williams should immediately resign the Council seat.

Mayor Williams stated that her resignation would be effective tomorrow as just becoming mayor tonight.

Councilor Dufficy **MADE A MOTION** to adjourn, and Councilor Beach **SECONDED**.

Councilors Beach, Dufficy, Taylor, Smith, and Zimmerman voted **FOR**.

MOTION PASSED.

Councilor Smith adjourned the meeting at 7:28pm.

Mayor Peggy Williams

Attest; _____

Clerk/Treasurer Samuel Sikes

UNAPPROVED MINUTES

The City Council held Special Council Meeting #1583 on Monday, August 30th, 2021, in the Council Chambers at City Hall to rescind Resolution 1986 - Stage II Fire Restrictions.

Call to Order:

The meeting was called to order at 6:15 pm by Mayor Peggy Williams.

The Pledge of Allegiance was competed, and Roll Call commenced. Present were Mayor Peggy Williams, Councilors Gary Beach, Rob Dufficy, Hugh Taylor, City Administrator Jim Hammons, and City Clerk/Treasurer Samuel Sikes. Councilors Smith and Zimmerman were absent.

Mayor Williams welcomed all and read over the resolution to rescind the fire restrictions noting that the three councilors present represented a quorum.

Councilor Dufficy **MADE A MOTION** to adopt Resolution 1988 Rescinding Resolution 1986 and Councilor Taylor **SECONDED**.

Councilors Beach, Taylor, and Dufficy voted **FOR**. Councilors Smith and Zimmerman were absent.

MOTION PASSED.

Mayor Williams announced that Councilor Smith had finished the new zoning documents that would be coming up to the Council soon and that the advertisement to fill the vacant council seat would run in the Western News on August 31st and September 7th. A Special Meeting will be held on the 20th of September to interview and appoint a new council member and new council president.

Mayor Williams also announced that Fire Chief/Marshal Lauer and Cuchila would be assisting in part of the building inspector duties since the untimely passing of Ron Higgins, who will be surely missed. Councilor Dufficy asked who Cuchila was, and Jim Hammons informed the council that Cuchila was with the State.

Councilor Dufficy sternly asked why we, the council, was even here for this meeting as the fire restrictions should have ended automatically. Mayor Williams informed Councilor Dufficy that this meeting was required, due to the way Resolution 1986 was written, if the council wanted to lift the restrictions prior to Labor Day weekend.

Councilor Taylor suggested that the city follow the Fire Chief's recommendations to which Mayor Williams confirmed that as the case adding that the Fire Chief follows the Northwest Group in placing and rescinding fire restrictions.

Councilor Beach ended the discussion by letting Councilor Dufficy know that, as previously discussed, the next resolution will reflect ending restrictions with the State, County, and Fire Marshal's recommendation without the requirement of having additional resolutions and meetings.

Councilor Dufficy **MADE A MOTION** to adjourn, and Councilor Taylor **SECONDED**.

Councilors Beach, Dufficy, and Taylor voted **FOR**. Councilors Smith and Zimmerman were absent.

MOTION PASSED.

Mayor Williams adjourned the meeting at 6:23pm.

Mayor Peggy Williams

Attest; _____
Clerk/Treasurer Samuel Sikes