

**POLSON CITY COUNCIL MEETING MINUTES  
CITY HALL COUNCIL CHAMBERS  
MONDAY, JUNE 4, 2007, 7:00 P.M.**

**ATTENDANCE: Councilmen: Bruce Agrella, Mark MacDonald, Tom Jones, Mike Lies, Tom Corse, Fred Funke. Mayor Jules Clavadetscher presiding. City Attorney James Raymond absent. Others Present: Jack Riekema, Pat Nowlen, Paul Murer, Hub Dykstra, Shari Halloran, Lee Coble, Rory Horning, Mike Ferguson, Nathan Pierce, Robert Williams, Murat Kalinyaprak, Lee Manicke, Bob Lajoie, Doug Chase, Dennis Jones, Elsa Duford, Cindy Willis, Bonnie Manicke.**

**APPROVAL OF THE PROPOSED AGENDA: Motion made by Councilman MacDonald, seconded by Councilman Funke, to approve the agenda as prepared. Motion carried unanimously.**

**CONSENT AGENDA**

- A. CITY COUNCIL MEETING MINUTES, MAY 21, 2007**
- B. MAY 2007 CLAIMS**
- C. CONFIRM CLINT COTTLE'S PERMANENT RANK OF SERGEANT**
- D. FIRE CHIEF JOHN FAIRCHILD , TRAINING, JULY 23, KALISPELL  
MANAGING EMOTIONS UNDER PRESSURE, APPROX. COST \$110**

**Motion made by Councilman MacDonald, seconded by Councilman Agrella, to approve the Consent Agenda items A through D. Motion carried unanimously.**

**RECOGNITION OF RICK SKATES AND THE FREEDOM DAY COMMITTEE FOR EXCELLENT WORK ORGANIZING THE 2007 POLSON MEMORIAL DAY WEEKEND CELEBRATIONS: Mayor Clavadetscher, expressed his appreciation on behalf of the City of Polson, to Rick Skates and the Freedom Day Committee members, all the participants during the weekend events, the community volunteers and the City staff for their commitment and hard work to make this year's celebration such a positive impact on the City of Polson.**

**BIG ARM FIRE ASSOCIATION FUN CHALLENGE TO THE CITY OF POLSON – PAUL MAURER: Paul Maurer, asked Council to respond to Big Arm's challenge. A declaration of war, a water war between Big Arm and Polson, a fund raising event on June 30, 2006 in Big Arm. They are planning an all day event with fun activities including a hamburger fry at 11:00, silent auction, crafts sale, foot races and other games for kids, and the water war between Polson and Big Arm. The proceeds of the burger fry will go to the Polson Rural Fire Department and all other funds will go to the Big Arm Association which is supporting the Rural Fire Department and is trying to save the old Big Arm School House built in 1913. Motion made by Councilman Jones, seconded by Councilman Funke, that the City of Polson accepts the Big Arm Fire Association Fun Challenge and (10-200)will participate in the water war on June 30, 2007 at Big Arm. Motion carried unanimously.**

**REVIEW OF TD&H PROPOSAL FOR 15<sup>TH</sup> AVENUE EAST- SHARI HALLORAN:** Shari Halloran of TD&H explained that her company's proposal is to develop conceptual designs for a safer traffic flow on 15<sup>th</sup> Avenue East. They will use Jack Duffy's survey information but will also need surveys of cross sections of the right of way lines. TD&H is also willing to provide a 10% discount (\$1,300) off of the original (\$13,000) cost proposal. They will provide alternatives including the estimated cost of each analysis, and also provide the pros and cons of each option. **Councilman Jones** asked how long it would take to prepare their proposal. **Shari Halloran** replied that it would take about two months unless they have snags with legal records while surveying the right of way. She estimated that they would have the proposal completed by the end of summer. The proposal will include costs and plans for Council to decide what is feasible for the City. It will include pros and cons and the benefits for each alternative. **Motion made by Councilman Jones, seconded by Councilman Funke, to approve and accept the TD&H proposal to prepare three design options for 15<sup>th</sup> Avenue East at 10% discount of the original cost of \$13,000.** Elsa Duford asked if Council had walked the area as she asked them to do before deciding to go ahead with this expenditure. **Mayor Clavadetscher** replied that he had. **Elsa Duford** said she is puzzled by the drawing which appears to show that the plan is to widen the road. **Sherri Halloran** stated that the drawing is an existing map and only used to indicate the general area. She will provide the alternatives showing the start and end of each proposal and will include the pros and cons. **Elsa Duford** stated that Duffy's survey indicated a 10% grade with a 55' wide street, and the map is puzzling because it is wider through an area. **Sherri Halloran** replied that sometimes the property pins are not accurate to measure the road width. They have a licensed professional in their office who will prepare specific maps showing the actual road width and location. **Elsa Duford** replied that the property owners have survey information and the City should not make additional expenditures to do a study and redo what has already been done. **Motion carried unanimously.**

**RESOLUTION #940 – DISCUSSION OF CLAFFEY DRIVE SID PROPOSAL – MIKE LIES, FRED FUNKE & BRUCE AGRELLA:** **Councilman Lies** stated that he drove length of Claffey Drive and realized that the south hillside generates a lot of water which does not have a storm drain and floods down a natural ravine onto 15<sup>th</sup> Avenue. The SID should include an engineered design to retain the runoff or pipe it to a storm drain. **Councilman Agrella** stated that paving the road would create more problems since the storm water from the hillside has a natural drainage onto 15<sup>th</sup> Avenue. **Councilman Funke** agreed that channeling more runoff into the natural ravine without directing it to a storm drain would create more problems in other areas below Claffey Drive. **Mayor Clavadetscher** clarified that the committee's suggestion is to not proceed with the SID, because it would increase the storm water runoff and add to the drainage issues in that area; instead look for longer term solutions. **Councilman MacDonald** agreed that they should not proceed with this proposed SID. **Councilman Lies** said that they should void the SID that was proposed because it creates more problems than it solves. **Mayor Clavadetscher** stated that this project needs more engineering review to find another solution to the increased storm drainage that the paving would create. Council agreed that the SID to pave Claffey Drive would not proceed at this time.

**AUTHORIZATION FOR GOLF BOARD TO PROCEED WITH A LONG RANGE PLAN:** Councilman Corse explained that the long-range plan concept is a proactive plan to address future problems; using the plan to make improvements. Mayor Clavadetscher clarified that approving the long-range plan would require that individual projects be brought before Council for approval. Councilman Corse noted that one project is to replace sprinkler system on the old 9-hole golf course and would take \$300,000. They would have to find funding for each project and get Council approval to proceed. Approving the long-range plan would authorize the golf board to establish a priority list of major projects which they would present to Council for approval. **Motion made by Councilman Corse, to authorize the Golf Board to proceed with the long range plan for improvements to the golf course and get Council approval for major expenditures. Motion seconded by Councilman Agrella. Murat Kalinyaprak** said he did not see this plan as an attachment in the agenda packet. Councilman Corse replied that it was provided by the Golf Board to the Mayor and Council several weeks ago, separate from an agenda. Murat Kalinyaprak asked what the definition of a major expenditure would be. Mayor Clavadetscher explained that there are 10 major projects defined in the plan. Mike Ferguson asked about the location of the fence and the cart path. Mayor Clavadetscher asked that he meet with the golf board and the golf course staff to get the specific details and assured him that Council would approve the projects individually. **Motion carried unanimously.**

**AUTHORIZATION TO REPLACE RAIL FENCE ALONG HIGHWAY 93 GOLF COURSE PROPERTY:** Councilman Corse stated that the golf course's wooden fence along Highway 93 is old and deteriorating and has been a maintenance issue for a number of years. They are proposing to replace it with a white vinyl fence. They also plan to remove the old cottonwood trees which block the view of the golf course and create a leaf problem for the golf course. The estimated cost would be less than \$20,000 and they would use the golf reserve funds. **Motion made by Councilman Corse, seconded by Councilman Funke, to authorize replacing the wooden rail fence along the Highway 93 golf course property and to remove the old cottonwood trees. Councilman MacDonald** said he doesn't like the idea of a stark white fence and the vinyl fence being proposed breaks easily. Lee Coble asked that the trees be replaced for the benefit of the community since those trees have an impact on others, not just the golf course. Mike Ferguson suggested that the rustic fence looks better than the white they are proposing which would look "cheesy" and out of place. He suggested a fence they could stain with a more subdued color that would blend in. **Motion carried unanimously.**

**RESOLUTION #944 – ANNEXATION – LEE SHEPARD – TRACT 6 SKYLINE HOMESITES RUNG LANE:** Councilman Lies stated that Tract 5 separates Tract 6 from being contiguous to the City limits. He noted that, since the properties in that area are wholly surrounded, and many have failing septic systems, the City should proceed with annexing them into the City limits. Tony Porrazzo, Water and Sewer Superintendent, noted that if that area was annexed, the City would have to take in two narrow roads which are not to City standards. Mayor Clavadetscher said he would ask Joyce Weaver, the City Planning and Zoning Official, to review the annexation

regulations and provide a solution, and the Council would not act on this item at this time.

**RESOLUTION #945 – OBLIGATION FY 07-08 MATCHING FUNDS FOR TSEP GRANT - WATER SYSTEM IMPROVEMENT PROJECTS: Motion made by Councilman Lies, seconded by Councilman Agrella, to approve the City's commitment to appropriate \$750,000 matching funds in FY07-08 for the TSEP Grant for the City's water system improvement projects as required. Motion carried unanimously.**

**OTHER PUBLIC COMMENTS: Nathan Pierce**, Impact Fee Committee Chairman, asked Council to clarify the committee's role and obligations. He asked that Council have City Attorney James Raymond review the roles taken by the Impact Fee Committee in other cities and amend the impact fee ordinance to include the same roles and obligations that are mandated by the State of Montana. **Mayor Clavadetscher** replied that the City is in the process of implementing a Facility Capital Improvement Plan which will prioritize the City's needs from impact fee revenues. He currently has a legal opinion on this but has not received information from other cities. They will address the legal perspective after reviewing the Capital Improvement Plan which will set priorities for the City's future needs. He assured Nathan Pierce that he is working on it and will bring it before Council at a later time. **Rory Horning** stated that at the last meeting the Attorney General's opinion regarding public comment and participation was discussed. He asked if the City had a written policy regarding public comment and participation. He asked that Council honor Article 2 section 8 and 9 of the Constitution, which are sections dealing with public participation. If Council continues to deny information when being asked they are in violation of the law. If that is the City's policy then he will accept that. This is the second time he asked for a written response to a previous complaint and has not been given one, and will not ask again. **Murat Kalinyaprak**, said the public deserved to know and see the information related to the Council Meeting agendas. He asked that the agenda packets be available by Friday prior to the meeting, complete with attachments.

**Meeting adjourned at 7:45 p.m.**

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**Jules Clavadetscher, Mayor**

**ATTEST: \_\_\_\_\_**  
**Aggi G. Loeser, City Clerk**



