

**POLSON CITY COUNCIL MEETING MINUTES  
CITY HALL COUNCIL CHAMBERS  
MONDAY, JUNE 16, 2008 6:30 P.M.**

**Mayor Marchello called the public hearing to order and the pledge of allegiance was recited.**

**PUBLIC HEARING - BUDGET AMENDMENT FISCAL YEAR 07-08:** Mayor Marchello referred to the proposed budget amendment information provided to Council and asked if there were any comments or questions. Councilwoman Duford noted that the total budget revisions are \$102,844.24. She asked if the \$15,000 budget amendment is the total cost of the storm drainage project. City Manager Jay Henry replied that the project total is \$30,000, with \$15,000 in matching funds and a \$15,000 DNRC grant. He explained that the grant is for a preliminary engineer report to improve the City's storm drainage system, and it will provide a plan that is important to have in order to obtain grants or financial aid. Councilwoman Duford asked, and it was confirmed that the budget amendment for the Dog Park Fund was covered by donations received. **No further comments were made. The public hearing was adjourned at 6:35 p.m.**

**7:00 P.M. COUNCIL MEETING**

**Mayor Marchello called the council meeting to order and the pledge of allegiance was recited.**

**APPROVAL OF PROPOSED AGENDA: Motion made by Councilman Sohm, seconded by Councilman Agrella to approve the proposed agenda. Motion carried unanimously.**

**CONSENT AGENDA: A. CITY COUNCIL MEETING MINUTES JUNE 2, 2008; B. JUNE 1-16 CLAIMS; C. FOURTH OF JULY PARADE –USUAL ROUTE – JAMES RAYMOND; D. WAIVE OPEN CONTAINER – CHILE COOK OFF – SATURDAY, SEPTEMBER 13, AT RIVERSIDE PARK - POLSON ROTARY FESTIVAL FOR YOUTH – JULES CLAVADETSCHER: Motion made by Councilman Agrella, seconded by Councilman Sohm, to approve the consent agenda items A through D as presented.** Councilman Funke and Councilwoman Duford asked why the detail portion of the claim approval report was not provided to Council. City Manager Jay Henry explained that under the new charter form of government the detail of the claims to be paid are not required to be approved by Council. The claims are first approved by the department heads, then by the city manager, then the Mayor signs the checks. He explained that this avoids the council micromanaging the department heads' expenditures. The department heads are responsible to keep within their budget, which the council had previously approved. He welcomed the council's request for additional information prior to the council meeting, on this or any agenda item. Councilman Funke and Duford expressed their disagreement with the City Manager. Councilmen Jones, Sohm and Agrella stated their support for the new process for claim approval, which he explained in an e-mail to all council members prior to this meeting, that it is consistent with Ken Weaver's recommendation under the charter form of government. Mayor Marchello expressed his approval to change the process of claim approval stating that it is more efficient use of the council's time, and the claims have prior approvals by the department heads, the city manager and the mayor. Rory Horning asked to make a public comment. Mayor Marchello stated that no public comment is required on the consent agenda. **Councilmen Agrella, Sohm, Jones, Lies and Mayor Marchello voted in favor. Councilman Funke and Councilwoman voted against the motion. Motion carried.**

**CLC FOR SUPER WAL-MART - REQUEST 3-YEAR EXTENSION ON THE PRELIMINARY PLAT APPROVAL OF SUPER WAL-MART- 3-LOT MINOR SUBDIVISION; EXPIRES 6/29/08:**

Stuart Ellsworth, Senior Project Manager for CLC representing Wal Mart, noted that in June 2006 the City Council approved the preliminary plat for the Super Wal Mart development with zoning and approved a special use permit in May of 2006. Because of litigation proceedings outside of their control, being heard before the Montana Supreme Court, they are asking approval of a three-year extension of the preliminary plat, which expires June 29, 2008. After the court decision they need at least a year and a half to complete the project. His optimistic projection would be to have the project completed by the winter of 2009. He gave a power point presentation showing drawings of the proposed building, landscape and surrounding area improvements. They have been proceeding with improvements and made financial contributions to the City, showing their commitment. Water and Sewer Superintendent Tony Porrazzo informed Council that because of the improvements made to the City's water system by Wal Mart there are now 49 houses that have improved water pressure. Also due to the improved water pressure twelve fire hydrants have been ordered and will be installed on Mission View Drive. **Motion made by Councilman Funke, seconded by Councilman Agrella, to approve the request for a three- year extension of the preliminary plat for the Super Wal Mart three-lot minor subdivision, which expires June 29, 2008. Councilmen Agrella, Sohm, Jones, Lies, Funke and Mayor Marchello voted in favor. Councilwoman Duford voted against the motion. Motion carried.**

**RURAL FIRE BOARD INTERLOCAL AGREEMENT:** Councilman Lies stated that the Rural Fire Board and the City representatives met and agreed to recommend approval of the interlocal agreement being presented. He feels it is a good agreement and understands the reason the Rural Fire Board wanted the provisions included and believes it will benefit both rural and city fire departments. Councilman Agrella concurred that they had prepared a good agreement. **Motion made by Councilman Lies, seconded by Councilman Agrella, to approve the interlocal agreement between the Rural Fire Board and City Fire Department as presented. Motion carried unanimously.**

**DISPOSITION OF GOLF COURSE LIQUOR LICENSE:** Mayor Marchello clarified that at the special City Council meeting on Wednesday, June 11, the Council authorized the Mayor and the City Manager to negotiate the sale of the liquor license with final approval by the Council. He assured them that their recommendation will be brought to Council for final approval.

**STREET CLOSURE & WAIVE OPEN CONTAINER – SOFTBALL TOURNAMENT DANCE – JUNE 20, 7 P.M. – 10 P.M. – COVE DELI:** Ken Avison noted that this will be the fourth year for this Softball Tournament Dance for girls ages 14 and younger and it is a family event. His request for waiver of open container is to allow the adults to be able to walk around freely and supervise the girls during the event, which includes awarding prizes. He emphasized that the beer sales area will be barricaded and the event is not a typical street dance but an opportunity for kids and their families and friends to gather and have a good time. **Motion made by Councilman Lies, seconded by Councilman Sohm, to approve the street closure and waiver of open container for the softball tournament dance on June 20<sup>th</sup> from 7 p.m. to 10 p.m. in front of the Cove Deli on Third Avenue West between the alley and 1<sup>st</sup> Street West. Motion carried unanimously.**

**REPLACE PHOTO EYE CELL FOR THE ARMED FORCES MEMORIAL MONUMENT WITH A TIMER BOX - RICK SKATES:** Mayor Marchello spoke on Rick Skates' behalf since he was not present. He stated that Rick Skates and his wife have changed the lights on the monument to larger lights. These lights better enhance the memorial display and would show up better during dawn and dusk hours. If the photo eye cell were replaced with a timer box it would light up the monument for more hours. The change to a timer box is supported by the city staff. The lights were purchased from the remaining funds from the memorial weekend celebration. **Motion made by Councilman Sohm, seconded by Councilman Agrella, to replace the Armed Forces Memorial Monument's photo eye cell with a timer box. Motion carried unanimously.**

**CCPB VACANCY – 5 APPLICANTS – CITY COUNCIL TO APPOINT ONE MEMBER FROM APPLICANTS MARK EVERTZ, EDWARD LEE, MIKE LIES, KEN SILER, ROBERT WILLIAMS:** Motion made by Councilman Funke seconded by Councilman Agrella, to approve Mike Lies to fill the City County Planning Board vacancy. Motion made by Councilwoman Duford to approve Bob Williams to fill the City County Planning Board vacancy. Mayor Marchello questioned if a person having a current lawsuit against the City could be appointed to a board position. Rory Horning asked the council to consider filing the vacancy with a member of the public rather than an appointed official to provide more public input. **Councilmen, Agrella, Sohm, Jones, Funke and Mayor Marchello voted to approve Mike Lies to fill the City County Planning Board vacancy. Councilman Lies abstained. Councilwoman Duford voted in favor of Bob Williams. Mike Lies was appointed to fill the City County Planning Board.**

**MAY 2008 CASH REPORT:** City Treasurer Bonnie Manicke informed Council that the percentage of tax collections for the current fiscal year ending 2008 is 89.6% compared to last year which was 88.89%. The final payment for FY07-08 tax receivables the City received from Lake County was \$333,000 and will be reflected on the June 2008 Cash Report. The May 2008 Cash Report has no negative balances and has a total cash balance for all funds of \$5,160,478.18. She informed Council that there is a streetlight that was recently installed at the corner of Regatta Road and Highway 93 intersection, which she has been working on for three years to clear up related issues. The police department gave their support for the installation of the streetlight and the light provides additional safety in that area. **Motion made by Councilman Lies, seconded by Councilman Funke, to approve the May 2008 Cash Report presented by City Treasurer Bonnie Manicke. Motion carried unanimously.**

**SECURITIES PLEDGED FOR PUBLIC FUNDS ON DEPOSIT: GLACIER BANK \$1,913,377.85; 1<sup>ST</sup> CITIZENS BANK \$2,312,181.03; 1<sup>ST</sup> INTERSTATE BANK \$1,750,000.00; COMMUNITY BANK \$880,443.25:** City Treasurer Bonnie Manicke referred to her report of the Securities Pledged for Public Funds on Deposit as of May 31, 2008, which she presented to Council with their agenda. She noted that Council approval is required for audit compliance. She clarified the first \$100,000 of public funds per account on deposit is insured by FDIC at all the financial institutions. Pages two and three of her report show a detailed listing of pledged securities at each financial institution. **Motion made by Councilman Jones, seconded by Councilman Funke, to approve the securities pledged for public funds on deposit as presented by City Treasurer Bonnie Manicke. The total amounts pledged are: Glacier Bank \$1,913,377.85; 1<sup>st</sup> Citizens Bank \$2,312,181.03; 1<sup>st</sup> Interstate Bank \$2,175,000; Community Bank \$880,443.25, with the first \$100,000 covered by FDIC at all the financial institutions. Motion carried unanimously.**

**RESOLUTION #962 – BUDGET AMENDMENT FY 07-08: Motion made by Councilman Lies, seconded by Councilman Funke, to approve Resolution #962, budget amendments for fiscal year 2007-2008 as presented. Motion carried unanimously.**

**CITY MANAGER COMMENTS: City Manager Jay Henry had no comments.**

**PUBLIC COMMENTS: Rory Horning commented on Councilwoman Duford and Councilman Funke doing their duty and serving their constituents earlier at this meeting. He questioned the information provided by Ken Weaver at an earlier meeting; among them, that the detail of the claim approval report is not required to be approved by Council under the charter form of government. He also questioned that the mayor is taking a more active role than was initially done under the charter form of government and suggested getting an attorney general's opinion on these issues. He questioned the procedure council followed to remove and change an agenda item. He congratulated the Council for approving the city/fire interlocal agreement, acting on the general public's behalf.**

**Councilman Lies thanked the crew who scrubbed down the golf course restaurant kitchen. He and Tracy Dooley, Mike Shoquist, Tom Corse and Dave Sheesley spent all day on a Saturday, cleaning the golf restaurant kitchen. With their help and \$50 of cleaning supplies, made it look cleaner than it had been when it was new.**

**Murat Kalinyaprak asked if there is a report of how much money the City saved since hiring a City Manager. Mayor Marchello replied that he could request the information from city staff during work hours.**

**Meeting adjourned at 8:05 p.m.**

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**Lou Marchello, Mayor**

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