

**POLSON CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
MONDAY, AUGUST 6, 2007 7:00 P.M.**

ATTENDANCE: Bruce Agrella, Mark MacDonald, Tom Jones, Mike Lies, Tom Corse, Fred Funk, Mayor Clavadetscher presiding. City Attorney James Raymond present. City Manager Jay Henry absent. **Others Present:** Sue Taylor, Bob Lajoie, Nathan Pierce, Mike Ferguson, Elsa Duford, Rory Horning, Jim Sohm, Lou Marchello, Murat Kalinyaprak, Lee Manicke, Linda Sappington, John Fairchild.

APPROVAL OF PROPOSED AGENDA: Motion made by Councilman MacDonald to accept the proposed agenda. Councilman Lies seconded the motion. The motion passed unanimously.

CONSENT AGENDA:

- A. CITY COUNCIL MEETING MINUTES JULY 16, 2007/X**
- B. REAPPOINT LIBRARY TRUSTEE MEMBER - BRUCE HARROP TO SERVE HIS FIRST FULL 5 YEAR TERM TO 6/30/2012**
- C. TRAINING - MONTANA STATE FIRE CHIEF'S CONFERENCE - JOHN FAIRCHILD-GREAT FALLS 9/20 TO 9/22 - \$345**
- D. TRAINING - ZONING, SUBDIVISION & LAND DEVELOPMENT LAW 2007 - JOYCE WEAVER - 9/26 HELENA**
- E. JULY 2007 CLAIMS**

Motion made by Councilman Funke to approve the Consent Agenda, items A-E. Councilman Agrella seconded the motion. The motion passed unanimously.

COMMITTEE REPORTS

IMPACT FEE COMMITTEE RECOMMENDATION - SEWER MAIN LINE EXTENSION BY ROB DOTSON - IMPACT FEE FOR TWO SEWER HOOK UPS = \$10,800 LESS COST OF LINE EXTENDED BY ROBIN DOTSON = \$8,530 - BALANCE DUE \$2,270: Councilman Lies informed the Council that Rob Dotson had presented to the Impact Fee Committee his case for reimbursement for the 300' extension of the main sewer line which he had paid the \$8,530 cost. Mr. Dotson had reasoned to the committee that those costs should be applied towards his impact fees. Councilman Lies explained that Mr. Dotson had covered the costs of two easements across two pieces of private land to extend the line the 300 feet. Councilman MacDonald added that Rob Dotson had provided various other bills as well. Mayor Clavadetscher asked for clarification on if the extension was for the house or a part of the main line itself. Councilman MacDonald explained that it was an extension of the main that other people could hook up to the line from. He added that each new hook up to the City's sewer line was a \$5,400 charge. Councilman Lies concurred adding that Thomas Lane residents can connect to that extension. Councilman Corse elucidated that future connections to that extension would be treated as hooking to the main line. Councilman MacDonald expressed that this specific situation was autonomous, adding that no impact fee rebates will be given, and they must be paid. Tom Corse inquired if Mr. Dotson had other documentation. Councilman Lies replied that he had provided all of it. Nathan Pierce expressed his agreement and explained a form he had proposed to keep track of such situations. Councilman Lies moved to approve the Impact fee Committee report to credit Rob Dotson for the two sewer hook ups. Fred Funke seconded the motion. Robert Lajoie asked if the property was going to be annexed and asked if the line was a stub that other developers could add to. Councilman MacDonald summarized that the septic had failed on Dotson's property and in the long run it will be annexed. He added that the development had already begun there. Robert Lajoie inquired if it was a public street. James Raymond advised that it was private. Councilman MacDonald noted that 13 parcels would

likely connect eventually. **Mayor Clavadetscher** supplied that the work had been an extension of the main line, in essence doing the City's job. **The motion passed unanimously.**

NEW BUSINESS

ADOPT-A-HYDRANT PROGRAM - ENDORSED BY POLSON CHAMBER AND FIRE AND WATER DEPARTMENT HEADS - PAINT AND UPGRADE FIRE HYDRANTS THROUGHOUT THE CITY OF POLSON: **Sue Taylor** recounted meeting with Tony Porrazzo, Beth Smith, and John Fairchild to see if the hydrant idea was realistic and to come with a set of guidelines. She advised that many of the 300 hydrants in the City of Polson were in dire need of weed and paint maintenance, explaining that many of the bonnets were the incorrect color for the pressure they contained. She explained that they expected many residents to participate and that the Chamber of Commerce would be given a form that those interested could pick up to apply for hydrants. She observed that the program would give residents the option of using the hydrants as a canvas without interfering with safety. She stressed that the side of the hydrant facing the street would remain red, and the bonnets would be colored red, yellow or green depending on the pressure. **Mayor Clavadetscher** asked if there was a specific paint that they would be using for the red, yellow, and green. **Sue Taylor** replied that Fire Chief John Fairchild had already gone to True Value and Ace and had set up uniform color. **Mayor Clavadetscher** asked if they planned to do the downtown area first. **Sue Taylor** replied that the order they were painted in was up to the residents and businesses. **Mayor Clavadetscher** asked if there would be expenses other than the cost of paint. **Sue Taylor** replied that there was none. **Councilman Jones** inquired as to the Chamber's response to the program. **Sue Taylor** replied that the Chamber Board and Beautification Committee feedback had been very positive. She explained that they anticipated yearly contracts for hydrants, with the signature of the owner should they be on someone else's property, when they apply. **Councilman Jones** asked if there would be any fee. **Sue Taylor** replied only the cost of paint. **Councilman Jones moved to correspond with the Chamber for the Adopt-A-Hydrant program to paint and upgrade fire hydrants throughout the City of Polson. Councilman MacDonald seconded the motion. The motion passed unanimously.**

PROCLAMATION TO DECLARE THE CITY OF POLSON A PARADE OF HOMES EVENT - AUGUST 20, 2007 - DISPLAYING THE STUDENT BUILT HOUSE BUILT BY PHS STUDENTS: **Nathan Pierce** explained that the Flathead and Lake County Builder's Association were holding their annual Parade of Homes in which a home was featured built by Polson High Schoolers in conjunction with Flathead Valley Community College. He mentioned that they were trying to hang a banner for the event, however they had learned that the Department of Transportation would not allow the banner unless the event is public. He added that the parade generally had about 400 people show up, bringing many people into the community. **Mayor Clavadetscher** asked about the number of homes and inquired into the amount of people visiting. **Nathan Pierce** explained that Lake County had three homes entered in the parade, but their focus was to promote the student built housing project. He added that at last year's Parade of Homes had been kept track of through punch tickets in which over four hundred people had been counted. **Councilman Corse motioned to approve the proclamation to declare the city of Polson a Parade of Homes event, August 20, 2007, to display the Polson High School student built home. Councilman Lies seconded the motion. Councilman Funke** expressed his desire to support the student built homes. **Nathan Pierce** communicated that their goal was to show off the student built home and reinforce the strength of the program. **Mike Ferguson** informed the Council he had one model in the parade, which had an entry fee of \$2,500. He inquired as to who paid for the student built home's entry. **Nathan Pierce** replied that the Lake County Builder's Association and sponsors. **The motion passed unanimously.**

CITY OF POLSON ACCEPT GIFT OF ARMED FORCES MEMORIAL MONUMENT AT RIVERSIDE PARK FROM FREEDOM DAY COMMITTEE: Mayor Clavadetscher informed the Council that Rick Skates could not be before the Council due to a family matter. He explained the Committee expressed gratitude to the City and wished to dedicate the monument (valued at \$35,000) to the City covered under its insurance. **Councilman MacDonald motioned for the City of Polson to accept the gift of the Armed Forces Memorial Monument at Riverside Park. Mayor Clavadetscher seconded the motion. Councilman Lies** asked if the City was now responsible for the maintenance of the monument. **Mayor Clavadetscher** replied yes, but it would require minimal maintenance. He explained there was a drip system for watering and it would be one of the City's least depreciable assets. He gave his approval of the monument adding that it enhanced the park entrance. **Councilman Corse** agreed with Mayor Clavadetscher. He also stipulated that in the future gifts to the City should be assessed for their future costs before they are accepted. **The motion passed unanimously.**

GOLF RESTAURANT LEASE TERMINATED BY JOHN SEMMENS EFFECTIVE 8/16/07 - AUTHORIZE MAYOR/CITY MANAGER TO NEGOTIATE CONTRACT WITH PREFERRED CANDIDATE: Mayor Clavadetscher briefed the Council that they were now free to negotiate and sign a new lessee for the golf course restaurant. He acknowledged the way Councilman Corse had aggressively sought new candidates for the lease. **Councilman Jones motioned to authorize the Mayor or City Manager to negotiate a new contract with a potential candidate. Councilman Corse seconded the motion. James Raymond** asked if it was the desire of the Council to produce a new contract or to negotiate within the existing budget. **Councilman Corse** advised that waiting for the new budget to come out would cause a gap in the time the golf restaurant would be open causing loss of revenue and would be disappointing for those visiting the golf course to be unable to even purchase beverages. **Councilman Jones amended his motion to negotiate the contract as the committee had agreed upon at their meeting the previous week. Councilman Corse amended his second. Mayor Clavadetscher abstained from voting. The motion passed 6-0 with one abstention.**

RESOLUTION #949 - ADOPT LEVEL II FIRE RESTRICTIONS FOR THE CITY OF POLSON: **John Fairchild** advised the Council that this year's fire season is explosive and cause for grave concern. He stressed that the local fire departments were stretched thin, explaining that if there were an emergency in town and out of town the fire department could not devote the proper attention to both. He asked the Council to pass the resolution to help alleviate some of the calls and hopefully cause residents to exercise their own caution. He warned that the Chippy Creek Fire roaring to the northwest could easily make its way to this area. He stipulated the restrictions could be lifted once there was adequate rain and the fire season passed. **Mayor Clavadetscher** inquired onto how the public would be informed, recommending the restrictions be listed on the City's website. **John Fairchild** called for Public Service Announcements and stressed that it was of the utmost importance to move forward. **Councilman Jones** agreed that the City was vulnerable to fires and asked what smokers were to do when at businesses that restrict smoking if they are not allowed to smoke outside, wondering if the restrictions would be difficult to enforce. **John Fairchild** recommended for smokers to use their vehicles. He urged the Council to vote for the resolution to give the department the much-needed authority to put a stop to things like burn pits within the City. He emphasized that this was the worst fire season in a number of years, with fires such as Chippy Creek behaving in extremes and far beyond the typical. **Mayor Clavadetscher** asked what the Volunteer Fire Department's feelings were on distant county's fires. **John Fairchild** informed the Council that the volunteers were helping at the closest fires, helping to prevent them from crossing the fire lines. He expressed how important it was to him to help out with the fires creeping towards us, mentioning that homes had already been lost while the fire continue to expand. **Councilman Jones** inquired as to the local properties that had been reported for not maintaining their weed growth and asked what was done in

the event of habitual offenders. **John Fairchild** replied that the majority of those properties reported had been taken care of and maintained. He explained that each offender is sent a letter with a 75 dollar fine for each time they are reported. **Councilman Funke** expressed his appreciation for the Fire Chief and Fire Fighters. **John Fairchild** beseeched the Council to come to the next Fire meeting, explaining that it would mean a great deal to the fire fighters to hear it from them personally. **Councilman Corse moved to approve Resolution 949 to adopt level II fire restrictions for the City of Polson. Councilman Funke seconded the motion. Elsa Duford** called the Fire Chief and Council's attention to weeds overgrown on the State owned property at 7th and 7th. **John Fairchild** responded that he has talked to the State and is waiting for them to send a crew. **Lee Manicke** mentioned the Catholic Church and the lot behind it have hazardous grass and weeds growing several feet high that are usually baled as hay. **Mayor Clavadetscher** advised Mr. Manicke to confirm this with Fire Chief John Fairchild. **Nathan Pierce** asked if the motion included how the restrictions would dissolve when the season was over. **Mayor Clavadetscher** informed him that within the resolution the Fire Chief had the power to end the restrictions when he deems fit. **The motion to approve Resolution 949 to adopt level II fire restrictions for the City of Polson passed unanimously.**

PUBLIC COMMENT: **Elsa Duford** brought the Council's attention to a public notice in the Leader regarding Ordinance 575. She pointed out that the notice instructed the public to water at 6-9:00 a.m. or 7-10:00 p.m., however, the Ordinance read as 6-9:00 a.m. and 7-10:00 p.m. She inquired as to whether or not a correction had been printed in the paper. **Mayor Clavadetscher** expressed that he would follow up with the Water & Sewer Clerk Beth Smith the next day. **Murat Kalinyaprak** offered to the Council that he had researched liquor license regulations and informed them that when new management overtook the golf restaurant they could be in possession of their own liquor license already. He added that both licenses could not be active, but both can be held. **Mayor Clavadetscher** expressed his appreciation for the interest said the Council would pursue the issue. He explained that the Council had been engaged in several discussions on several topics with D.O.R. and they had found it difficult to get consistent answers.

The meeting adjourned at 7:46 p.m.

Jules Clavadetscher, Mayor

ATTEST: _____
Kala Parker, Assistant City Clerk