

**POLSON CITY COUNCIL MEETING MINUTES  
CITY COUNCIL CHAMBERS  
MONDAY, AUGUST 20, 2007 7:00 P.M.**

**ATTENDANCE:** Bruce Agrella, Mark MacDonald, Tom Jones, Mike Lies, Tom Corse, Fred Funke, Mayor Jules Clavadetscher presiding. City Attorney James Raymond and City Manager Jay Henry present. **Others Present:** Sandy Norman, Chris Wright, Kim Wright, Kellen Wright, Kaycee Wright, Marilyn Trospser, Elsa Duford, Doug Chase, Jack Riekema, Mike Ferguson, Bonnie Manicke, Linda Sappington, Danielle Tyler, David Tyler, Lee Manicke.

**Pledge of Allegiance and meeting brought to order at 7:00 p.m.**

**APPROVAL OF PROPOSED AGENDA:** Motion made by Mike Lies, Seconded by Mark MacDonald, to approve the proposed agenda. The motion passed unanimously.

**CONSENT AGENDA:**

- A. CITY COUNCIL MEETING MINUTES AUGUST 6, 2007.**
- B. RESCHEDULE FIRST SEPTEMBER CITY COUNCIL MEETING TO WEDNESDAY SEPTEMBER 5, 2007 DUE TO LABOR DAY HOLIDAY ON MONDAY.**
- C. PERMANENT STATUS/WAGE INCREASE \$.50/HR LIBRARY ASSISTANT DANIELLE TYLER, SIX MONTH PROBATIONARY PERIOD COMPLETE.**
- D. PERMANENT STATUS/WAGE INCREASE \$.50/HR ASSISTANT CITY CLERK KALA PARKER, SIX MONTH PROBATIONARY PERIOD COMPLETE.**
- E. TRAINING - COMMUNICATING WITH TACT & PROFESSIONALISM - CHANCE ANDERSEN - SEPTEMBER 27 & 28 - MISSOULA, MT - \$467.58.**
- F. TRAINING - RECORDS & INFORMATION MANAGEMENT - KALA PARKER - SEPTEMBER 5 - HELENA, MT - \$172.19.**

**Motion made by Tom Jones to pass Consent Agenda, items A-F. Tom Corse seconded the motion. Marilyn Trospser** introduced Danielle Tyler to the Council. **Elsa Duford** called the Council's attention to page four of the August 6 minutes. She explained that the sprinkling Ordinance time limits were incorrect and should be 6:00 - 9:00 a.m. and 7:00 -10:00 p.m. **Mayor Clavadetscher** noted that the change would be reflected in the August 20th minutes. **The motion passed unanimously.**

**NEW BUSINESS**

**LIVE SAVING AWARD FOR CHRIS WRIGHT:** **Doug Chase** referred to the incident approximately a month ago in which Chris Wright had selflessly dove into the waters at Riverside Park and rescued a 5-year-old girl who was drowning. He stated that Officer Wright was a great credit to the Force, commending his actions that summer day. **Kim Wright pinned the Life Saving badge above her husband's nametag.**

**CLARIFICATION OF SPRINKLING ORDINANCE #575:** **Mayor Clavadetscher** identified some confusing wording with Ordinance #575. He indicated that, historically, manual and automatic sprinklers had been mandated to 3 hours every other day. He explained that the Ordinance read "from 6:00-9:00 a.m. and from 7:00-10:00 p.m." He urged the Council to clarify whether or not they wanted the Ordinance to remain as it was written, with 6 hours for manual watering, or if they wanted it to read as "or" allowing only 3, which was equal to the amount of time automatic sprinklers were allowed. **Tom Corse** commented that the wording should have been "or", adding that everyone should be allowed the same amount of time. **Tom Corse motioned to correct the word "and" to "or" in Ordinance 575. Fred Funke seconded the motion. Elsa Duford** felt that the Ordinance should remain worded as "and". She inquired as to what Mike Lies', who was the Mayor at that time, opinion was. **Mike Lies** replied that

POLSON CITY COUNCIL MEETING AUGUST 20, 2007

John Campbell had originally intended for the Ordinance to include three hours every other day. **Elsa Duford** stipulated that three hours of watering cycles every other day may be sufficient for automatic sprinkling; it was not adequate time for manual sprinklers. She stressed that automatic sprinklers were far more efficient and required less time. She observed that Polson was not in the midst of a water shortage and it seemed a shame to see the loss of beauty in Polson due to all the dead lawns. She also stressed the importance of trees to the City adding that lots with trees and shrubs require more water than those with just grass. She urged the Council to reconsider their motion. **The motion passed unanimously.**

**RESOLUTION #944 - ANNEXATION - LEE SHEPARD - TRACT 6 SKYLINE HOME SITES RUNG LANE:** **Mike Lies** informed the council that the property was adjacent to property that had been annexed into the City. **Mike Lies motioned to approve the annexation of Lee Shepard's tract 6 Skyline Home sites Rung Lane. Fred Funke seconded the motion. The motion passed unanimously.**

**REQUEST FOR COUNCIL TO RECONSIDER APPROVAL FOR CART PATH ALONG 18TH FAIRWAY:** **Jack Riekema** presented to the Council the plan for a 9 foot wide paved path from the 18th tee up to the 18th green paralleling the fence. He stated the approximate cost would be \$30,000. He explained that there had been discussion about screening the fence but it had been agreed that would infringe on the view and that the proper signage would be adequate warning. He told the Council that he had spoken to Bonnie Manicke and she had confirmed that there were golf funds available for the project. He added that additional financing would be coming from Mission Bay. He expressed that they would like to begin this fall around October, weather permitting. **Mayor Clavadetscher** inquired if this would be connecting to the existing paths. **Jack Riekema** replied that Dennis Duty of Mission Bay Development had already begun planning another path. He explained that he had researched other possible cart paths and had come to the conclusion that working with development was ideal to tie into the existing paths and avoid traffic streets. **Mayor Clavadetscher** asked if the Golf Board supported the proposal. **Jack Riekema** replied that they did support the proposal. **Tom Jones** inquired as to what Mission Bay's contribution would be. **Jack Riekema** replied that for the original estimate they had agreed to pay one third of the cost. However, he noted, the estimated price has gone down since. **Mark MacDonald** stipulated that this proposal would serve to solely benefit Mission Bay. **Mike Lies** opined that putting in the path would be accommodating Mission Bay. **Jack Riekema** maintained that there were other homes and possible other developments that would benefit from the path. **Tom Corse** added that it would also provide Club House access to the future practice area. **Tom Jones** agreed with Jack Riekema on the issue of cart safety, adding that they were hazardous at night since most were not equipped with lights. **Mark MacDonald** advocated that it would be helpful if Jack Riekema had brought a drawing of the proposed path on a map and had some hard figures for what that total cost and how much Mission Bay would fund so the Council could get a better idea of what they were approving. **Tom Corse** described the path as going straight down the fence line. **Mark MacDonald** maintained that he wanted hard costs before he would agree to use taxpayer money for the project. **Mayor Clavadetscher** offered that the money would come from the golf fund and not from the public taxpayers. **Tom Corse motioned to approve the golf cart path along the 18th fairway not to exceed \$30,000 with one third to be paid by Mission Bay. Fred Funke seconded the motion. Tom Jones** wondered if other property owners want on the cart path, how much would they pay and into what fund. **Jack Riekema** replied that it would depend on the length and amount of homes gaining access. He added that the monies would go into a surplus fund. He advised that if they were not willing to pay they would not get to use the cart path. **Mark MacDonald** advocated that it wouldn't be plausible to limit access to City property to only those who have contributed to that property. **Tom Jones** expressed his agreement. **Bruce Agrella** stated that he would like to see a map and documentation so he could be more informed on his vote. **Jack Riekema** expressed that he could do that. **Mike Lies** explained that he would like to see an actual bid estimate at \$30,000, pointing out that it could change dramatically. **Jack Riekema** noted that they had hoped the golf maintenance workers would be able to do some of the work. **Mayor Clavadetscher** pointed out the motion did put a cap on the cost of

POLSON CITY COUNCIL MEETING AUGUST 20, 2007

the path. He advised that the work done on the City's golf course would have to be open to bid. **Tom Corse** mentioned that if City employees did the work it would not have to be open to bid. **Mike Ferguson** informed the Council that he was building houses right along the 18th fairway. He strongly suggested that the Council did not approve the proposal without plans or blueprints. He asked that the Mayor abstain from voting on the cart path since he lived in Mission Bay. He stated that the Golf Board was the only City Board that did not have equal representation from all of the City Wards, adding that 5 of the members of the Golf Boards were from Mission Bay. He stipulated that regulating who could use the cart path was ridiculous. **Tom Corse** explained that the project had been envisioned three years ago when the board was more varied. **Mayor Clavadetscher** asked for direction on whether or not he should abstain from voting. **City Attorney James Raymond** advised the Mayor that he should not remove himself from the vote. **Tom Corse, Fred Funke, and Mayor Clavadetscher voted in favor of the motion. Bruce Agrella, Mark MacDonald, Tom Jones, and Mike Lies voted in opposition of the motion. The motion failed 3-4.**

**JULY 2007 CASH REPORT:** **Bonnie Manicke** informed the Council that the July 2007 cash report contained normal activity and no negative balances. She explained the total cash value of all funds is \$4,518,535.33 and all funds presently have adequate cash balances. **Mayor Clavadetscher** inquired about a \$286,000 transfer from the General Fund. **Bonnie Manicke** replied the transfer included an expenditure of over \$100,000 for the insurance premium due to the Montana Municipal Insurance Agency (MMIA). **Mayor Clavadetscher** asked if the unpaid real property tax they anticipated in July was reflected in the cash report. **Bonnie Manicke** replied that there was \$80,000 reflected in the July cash report. **Mike Lies motioned to approve the July 2007 cash report. Bruce Agrella seconded the motion. The motion passed unanimously.**

**PUBLIC COMMENTS:** There were no public comments.

**Meeting adjourned at 7:40 p.m.**

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**Jules Clavadetscher, Mayor**

**ATTEST:** \_\_\_\_\_  
Kala Parker, Assistant City Clerk