

**(DRAFT)CITY COUNCIL MEETING MINUTES
CITY HALL – CITY COMMISSION CHAMBERS
WEDNESDAY, SEPTEMBER 3, 2008, 6:45 P.M.**

ATTENDANCE: Commissioners Present: Bruce Agrella, Jim Sohm, Elsa Duford, Fred Funke and Mayor Marchello presiding. City Attorney and Interim City Manager Mike Lies present.

Mayor Marchello called the public hearing to order and the Pledge of Allegiance was recited.

PUBLIC HEARING – FY '08-'09 – INCREASED LEVY FOR MEDICAL PREMIUMS: City Manager Lies informed the Commission of the changes in medical premiums and the legislature which allows for the increased levy. Commissioner Duford wondered if other providers had been researched. Mayor Marchello replied that the City usually has three-year contracts and at the end of those periods different providers are evaluated. Commissioner Duford commented that everyone's insurance rates were increasing and she did not agree with putting the extra cost on the public. Commissioner Sohm opined that in business when insurance is offered the yearly insurance increases were something the entity took on. He added that increases were unavoidable. **No further comments were made. The public hearing adjourned at 6:58 p.m.**

7:00 COUNCIL MEETING

There was a moment of silence for Commissioner Tom Jones. Mayor Marchello called the meeting to order and the Pledge of Allegiance was recited.

APPROVAL OF THE PROPOSED AGENDA: Commissioner Sohm moved to approve the agenda as proposed, seconded by Commissioner Agrella. The motion carried unanimously.

CONSENT AGENDA

A. POLSON CITY COUNCIL MEETING MINUTES AUGUST 18, 2008

B. AUGUST 2008 CLAIMS

Commissioner Funke moved to approve the consent agenda items A and B, seconded by Commissioner Agrella. Commissioner Duford inquired about claims on item B. Mayor Marchello recommended that any Commissioner wishing to review claims should discuss it with the City Manager before the meeting. The motioned carried 4-1, Commissioner Duford opposed.

FIorentino EASEMENT AND UTILITY EASEMENT: City Manager Lies informed the City Council that there were two easements. He explained the first was a utility easement, which Water/Sewer Superintendent Porrazzo would accept. There was also a 60' wide easement to property #3, which has already been granted and Nikki Fiorentino owns. He added that the City would request that a one foot restrictive easement on the north side be put into place so traffic does not increase, which was the request of the residents of 22nd Avenue. The residents in the area said that they would

take the road, however a small section of the road is in Tribal Trust. The residents will not accept it until it is taken out of Tribal Trust. **Commissioner Agrella moved to grant City Manager Lies the authority to negotiate the roadways and easements, seconded by Commissioner Funke. The motion carried unanimously.**

RESOLUTION 968 – ADOPT FY ‘08-’09 BUDGET – FIX MILL LEVY AT 119.80: Commissioner Funke moved to approve Resolution 968 to adopt the fiscal year ’08-’09 budget and fix the mill levy at 119.80. Commissioner Agrella seconded the motion. The motion carried 4-1, Commissioner Duford opposed.

ORDINANCE 636 – SECOND READING APPROVAL OF CITY PERSONNEL POLICY: Commissioner Agrella moved to approve Ordinance 636, the second reading of the City personnel policy. Commissioner Sohm seconded the motion. Commissioner Duford expressed disagreement with the disciplinary section of the manual. The motion passed 4-1, Councilwoman Duford opposed.

ORDINANCE 637 – SECOND READING ANNEXATION POLICY: Commissioner Sohm moved to approve Ordinance 637, the second reading of the City’s annexation policy. Commissioner Funke seconded the motion. The motion carried unanimously.

VEHICLES IMPROPERLY PARKED AND STORED: Commissioner Sohm explained that the City Council should decide whether to enforce the vehicle ordinance or to modify it. Commissioner Funke informed the Council that he had spoken with Police Chief Chase and they were pursuing the newspaper and radio to inform the public of the issue. **Commissioner Agrella moved to form a committee to address the improperly parked and stored vehicles, seconded by Commissioner Sohm.** Commissioner Funke volunteered to be on the committee. **The motion carried unanimously.**

REQUEST FOR BIDS ON POLSON DEVELOPMENT CODE: Commissioner Sohm moved to request bids for the Polson Development Code, seconded by Commissioner Agrella. Commissioner Duford asked what the expected cost would be. City Manager Lies replied that the City had a specific budgeted amount for the project, but was not anticipating having to use it all. He added they would know after they received the bids. **The motion carried unanimously.**

LIVE LOCALLY 5K RUN/WALK – SATURDAY, OCTOBER 25, 2008, 10:00 A.M. – 7TH AVENUE AND MRL WALKPATH – HEALTHCARE PLUS AND COUNTRY PASTA – PROCEEDS FOR MISSION VALLEY AQUATICS: Heather Knutson and Sarah Hartsoch passed out registration for the run/walk and invited the Commissioners and the public to attend. Ms. Knutson informed the Council that it would be the second annual benefit for the Mission Valley Aquatic center. Commissioner Funke stated that it was a great idea. **Commissioner Funke moved to approve the Live Locally 5k run/walk on Saturday October 25, 2008 from 7th Avenue along the MRL walk path.** Commissioner Agrella seconded the motion. **The motion carried unanimously.**

FINAL PLAT APPROVAL – KINYON’S DANIAH ACRES – 5 LOT MINOR SUBDIVISION: Commissioner Agrella moved to give final plat approval to Kinyon’s Daniah Acres, a 5 lot minor subdivision, seconded by Commissioner Sohm. Marc Carsten explained to the Council that the building, planning, water and sewer departments had all been involved and approved the subdivision. Commissioner Agrella noted that the information was well documented. City Manager Lies recommended that the reciprocal agreement on an easement to Heritage development should be excluded or voted on separately from the subdivision’s approval, as it had not been part of the preliminary approval. Mr. Carsten replied that the easement was completely on the Kinyon property. However, after preliminary approval it came to light that the neighboring property of Ridgewater development was planning an equivalent street parallel with Kinyon’s, only a few feet apart. He added that it became beneficial to merge the streets. He explained that he had contacted the planning department at the time and it was not seen as a significant enough change to necessitate being brought back for review. He added that it would streamline the streets and traffic. He pointed out that all other qualities of the subdivision were consistent with the preliminary approval. Margie Hendricks expressed apprehension that Ridgewater subdivision would be able to access Hillcrest through the new easement, without giving residents a chance to participate in that decision. Commissioner Duford suggested the Council take that into consideration. **The motion carried with 4 in favor, Commissioner Duford abstained.**

MAIN STREET – NO PARKING DAILY FROM 2 A.M. TO 6 A.M.: Mayor Marchello noted that signs currently only indicated no parking on Fridays only. Commissioner Sohm explained that during events, snow removal, and watering the hanging flower baskets the cars that remain parked overnight on Main Street cause a nuisance. He pointed out that the only cost would be to replace the signage. He stipulated that initially they might need police to enforce the new rule. **Commissioner Sohm moved to prohibit parking on Main Street daily from 2 a.m. to 6 a.m., seconded by Commissioner Agrella.** Police Chief Chase mentioned that there was good merit in the idea. Commissioner Agrella asked if the time frame was realistic. Police Chief Chase asked that the Commissioners make the time later to allow the bar crowd to disperse. **Commissioner Sohm moved to amend the motion to change the time from 3 a.m. to 6 a.m., seconded by Commissioner Agrella.** Police Chief Chase told the Council that the police would take care of offending vehicles depending on their calls. **The motion to amend passed unanimously. The motion to prohibit parking on Main Street daily from 3 a.m. to 6 a.m. carried unanimously.**

REQUESTING ORGANIZATIONS TO PAY COST OF EXTRA EXPENSES AT FUNCTIONS: Commissioner Sohm explained that many events were held in Polson, and several cause extra expense to the police department in overtime and extra officers on duty. He proposed that the City hold organizations responsible for those costs. **Commissioner Sohm moved to request organizations holding events in the City pay the City for expenses incurred from their events, excluding non-profit organizations. Commissioner Funke seconded the motion.** Police Chief Chase noted that Anderson Broadcasting had readily paid the City in the last five years to offset the overtime during

Hoop Fest and would also for the coming Regattas. Jeff Smith agreed that Anderson Broadcasting is happy to work with the City covering any extra personnel costs. **The motion carried unanimously.**

ETHO GAS SAVER/FUEL ECONOMIZER: City Manager Lies informed the Council that a salesman had brought a liquid additive for fuel and oil tanks and it was supposed to increase your gas mileage. He added that he did not know if the compound was effective. Police Chief Chase mentioned that other Cities were testing various methods of fuel economy. He suggested that the City wait to see their results. Commissioner Agrella agreed with Chief Chase, adding that he did not believe the concoction would work and could damage the engines.

CITY COMMISSIONERS APPOINTMENTS TO VARIOUS BOARDS: Commissioner Sohm informed the Council that on page 9 of the Study Commission report it explained the role of the commission, and it seemed that having members of the Commission also on the various boards was a conflict of interest. **Commissioner Sohm moved to transition the various City boards into citizen advisory boards within 6-12 months, seconded by Commissioner Agrella.** Commissioner Duford opined that Commissioners should not be entirely eliminated from the boards. Murat Kalinyaprak expressed that Commission members on the boards aided in communication. Commissioner Agrella stipulated that it was good to have Commissioners on the boards, and that on some boards it took time to train and familiarize new board members. **The motion carried unanimously.**

CITY MANAGER SEARCH COMMITTEE RECOMMENDATION OF FINALIST APPLICANTS TO PROCEED TO INTERVIEW PROCESS: Lois Hart reviewed and explained the process by which the Committee had come to its final four candidates for City Manager. She pointed out the strong points and experience that they had looked for. Commissioner Sohm suggested they set up a courtesy call to the applicants to let them ask questions of the Commission. He suggested the Commission hold the interviews on September 26 at two-hour intervals. They would set up the open house for the public and employees to meet the candidates. There would be a special City Council meeting on October 1 for the Commissioners to vote on a candidate. Any member of the public or staff could submit questions for the candidates to City Hall for the interviews. He added that all the candidates should be asked the same questions. Mayor Marchello commended the search committee. **Commissioner Sohm moved to accept the finalist recommendations and approve the outlined schedule. Commissioner Agrella seconded the motion.** Commissioner Funke noted that the search committee had done an excellent job. Commissioner Sohm assured everyone that they were four excellent candidates. Mayor Marchello mentioned that the open house on September 26 would be held at the Tee Box Café. **The motion carried unanimously.**

Mayor Marchello informed the Council that the scheduled September 15 Council meeting would have to be postponed because a quorum would not be present. He suggested Wednesday, September 24 to hold the meeting. **Commissioner Sohm moved to**

postpone the September 15 meeting until Wednesday September 24, seconded by Commissioner Agrella. The motion passed unanimously.

CITY MANAGER COMMENTS: City Manager Lies reminded the Commissioners that the Montana League of Cities and Towns convention would be in Missoula. He mentioned that the PBC have requested that Water/Sewer Superintendent Porrazzo and Fire Chief Fairchild attend their upcoming meeting on September 11. He added that both would be attending the meeting. Letters had been sent to the Bayview residents, but the City had not received any responses yet. He thanked the search committee for doing a tremendous job. He informed the Commissioners that there would be a meeting between the rural fire board and the volunteers and any commissioner could attend as well. Commissioners Funke and Agrella stated that they would attend. Commissioner Sohm inquired about the delinquent property tax on the .61 acres. City Manager Lies replied that the City had tried to contact Mr. Ingram but had received no reply.

PUBLIC COMMENT: Murat Kalinyaprak expressed admiration for Commissioner Duford's courage and effort.

The meeting adjourned at 8:40 p.m.

Mayor Lou Marchello

Attest: _____
Assistant City Clerk Kala Parker