

**Troy City Council Meeting
Council Chambers
August 19, 2009
7:00pm**

The meeting came to order at 7:00 pm. Present: Council: Don Banning, Council President, Laura Schrader, Larry Coryell, Larry Baker, and City Clerk, Sandra Johnson.

Don Banning lead the Pledge of Allegiance.

GUESTS: David Norman – Director of Public Works, Payton Norman, Wayne Maffit, Joe Arts, Bob Welch, Ed Hanson, Gary Rose, Linda Rose, John Clogston, Susie Taylor, Clint Taylor – Power and Light Manager, Ron Rebo, Tracy Rebo, Heather McDougall, Linda Fisher, Kristen Orr, John Brown, Glen Garrison, Pattie Morkeberg, Patty Kari, Woodroe Larson, Fran McCully, Jerry Strong, Michael Lee, Mike Wall, Steven Bowen, Jim Carr, Tony Brown and Mitch Walters.

APPROVE FY 09/10 FINAL BUDGET: The City has not received the final tax figures from the State. Banning tables the final budget until the city receives the figures. Larry Coryell asked if approval can be done at a regular council meeting instead of a special council meeting. Laura Schrader pointed out that MCA codes state approval has to be done by a certain date.

NEW BUSINESS LICENSES:

Seasonal Yard Sale- Owner: Marnie Quintanilla, Located: 512 E Spokane Avenue, Troy. Council had no questions.

Radiant Manifolds R Us- Owner: Kristin R. Orr, Located: 113 E Mill Road, Troy, (also internet sales.)

A & S Construction- Owner: Allen Dye, Located: 78 Lazy River Road, Troy. Dye was not present; insurance documentation is attached to the application that the State of Montana requires. Coryell asked about the locations of the businesses fitting in with the Growth Policy. They are within the guidelines. A **Motion** was made by Larry Baker to approve above stated business licenses, a second was made by Larry Coryell. None apposed. **Motion carried.**

RATIFY CONTRACTS FROM 7-20-09

A **Motion** was made by Laura Schrader to ratify contracts approved on July 20, 2009, Larry Baker seconded the motion. **Motion carried.**

FMC- Mike Fraser: Laura Schrader- Yes; Larry Baker -Yes; Larry Coryell – Yes; Don Banning-Yes

IBEW-Laura Schrader – Yes; Larry Baker – Yes; Larry Coryell – No; Don Banning-Yes

DNRC- Laura Schrader – Yes; Larry Baker – Yes; Larry Coryell – Yes; Don Banning -Yes

Peccia & Assoc Engineering Contract- Laura Schrader – Yes; Larry Baker – Yes; Larry Coryell – Yes; Don Banning –Yes.

UTILITY SERVICE ORDER FORM – Needed to add ethnicity boxes and equal opportunity paragraph to comply with Rural Development rules. A **Motion** was made by Laura Schrader to approve the new utility service order and seconded by Larry Baker. **Motion carried.**

BPA ENERGY CONSERVATION AGREEMENT – Clint Taylor: Taylor explained that this contract is annual and there were no changes. Coryell asked Taylor if there was an amount that the city has to do. Taylor advised there is an amount that is set aside for Troy projects, but we rarely have that many requests to use the entire amount set aside. A **Motion** was made to approve the BPA Energy Conservation Agreement by Larry Baker and seconded by Larry Coryell. None apposed. **Motion carried.**

MINUTES: Minutes of July 14, 2009 Work Meeting, Regular Council Meeting Minutes of July 15, 2009, Minutes of Special Council Meeting July 29, 2009, Minutes of Budget Work Meeting August

4, 2009, and Minutes of Preliminary Budget Hearing August 12, 2009. A **Motion** to approve the above Minutes was made by Larry Coryell and seconded by Larry Baker. None opposed. **Motion carried.**

CLAIMS: Laura Schrader asked questions as to the towing costs of the animal control vehicle. The vehicle stopped working and had to be towed back to Troy. A **Motion** was made by Larry Coryell to approve the claims in the amount of \$65,606.87. Laura Schrader seconded the motion. **Motion carried.**

PARK HOST POSITION:

Michael Lee – Lee wanted to express his concerns regarding paperwork that is circulating regarding Roosevelt Park being closed in November. He stated that many volunteers have worked and continue to work on the park and that he and the others should have a say if it is going to be closed. “Volunteers built the park, not the council.” He is also concerned about vandalism, “they could do \$20,000 to \$30,000 in damages in one night just to the pavilion alone.” If the restrooms are going to be closed, then how is the public going to use the walking path? It was built for the public. He feels the electricity saved for not having a camp host present, is not worth the vandalism that could be done.

Don Banning wanted to clarify that anything that is decided regarding the park is an administrative decision, not a council decision.

Larry Coryell stated that the park isn't being closed. Shutting off the water and the heat in the bathrooms does not mean the park is being closed. It is a budgetary concern.

Jeremy Chapel – not present

Jim Carr- Carr wanted to address the letter that was sent to him regarding the winter slowing the park activity. He received the letter August 13, 2009 and feels that it was not sent in a timely manner. He stated that he had been there since 2003 and that his travel trailer was grandfathered in when the new mobile home ordinance went into effect and that if anybody else was to use that space it wouldn't be. Carr also stated that he has missed only one day in 6 years for a medical appointment. He is concerned that the soda machines use more electricity than the restrooms. They do not pay for themselves. He stated that his presence there increases the security of the park and he has done his job. He feels the city profits by \$600 per month by not having to hire a janitor to clean the restrooms, he also pays his own cable and shares water and sewer with park and his power is metered with some park lighting.

Dave Norman – He is Carr's immediate supervisor, and feels is that it is not costing the city to have a park host. It is actually a savings for the city. He provides services with his own equipment. As far as cost savings, we put the restroom in close proximity to the boat ramp for people using the boat ramp. A toilet did break last year, but we have looked into putting radiant heaters in. This may be more efficient. The soda machines are a huge energy user. People do use the boat ramp and the walking path. There has been thank you letters received from citizens thanking him for keeping the walking path clear all winter.

Mitch Walters – Walters stated that Carr has provided the city with some services down there that could go wanting if he was to leave.

Don Banning referred others that want to speak on this subject to the Public Comments part of the agenda. Again he stated that it is an administrative decision, not a council decision. To make the park host a seasonal position was approved by City Council at a work meeting dated May 19, 2009. Larry Coryell stated that it was a council consensus that there would be a seasonal host, nothing was moved upon. Fran McCully asked if the council does business at a work meeting or prepare for a regular council meeting. Larry Coryell stated “it is preparation; we generally cannot make a binding decision at a work meeting. Tony Brown asked for a motion of goodwill.

PUBLIC COMMENTS:

John Brown: suggested tabling the park host issue until January when there is a new mayor. Banning stated that there is no motion needed to table this issue. Brown also stated that part of the promises to the public in the past were to keep a camp host at the park all year.

Heather McDougall: stated that this is the only place around that can be used for exercise year round because of the limited daylight hours and the path being having lights. Carr plows the path often and it is appreciated.

Tony Brown: Stated that a motion can be made over anything and asked for one. Larry Coryell made a motion that the council asks the mayor to reconsider the seasonal section of the park host position. Don Banning seconded the motion. Laura Schrader abstained. Motion carried as a consensus to ask the mayor to reconsider the issue. If it is not resolved before the next council meeting, it will be on the agenda for the next meeting.

Wayne Maffit: had questions regarding the property across from him and the mobile home ordinance, and asked how it is enforced. Laura Schrader said it is being handled diplomatically. Larry Coryell agreed that it is taking too much time.

DEPARTMENT REPORTS: None

Motion to adjourn at 7:55 pm was made by Don Banning with a second by Larry Coryell. **Motion Carried.**

James C. Hammons, Mayor

ATTEST:

Sandra Johnson, City Clerk/Treasurer