

**Troy City Council Meeting
Council Chambers
November 21, 2012
7:00 pm**

The meeting came to order at 7:00 pm. Attending were Mayor Tony Brown, Administrative Assistant - Brad Jones; Council: Phil Fisher, Fran McCully, Crystal Denton, and Joe Arts, and City Clerk Tracy Rebo.

GUESTS: Gary Rose, Linda Rose, Nicole Heyne, Kari Heyne, DC Orr, Allen Olsen, Tyann Hermes, Darryl Lien, Steve Bowen, Susie Taylor, Ryan Murray – The Western News, and Brent Shrum – The Western News.

Mayor Brown led the Pledge of Allegiance

PUBLIC COMMENTS: Darryl Lien explained the circumstances regarding a dispute over a billing for the new underground electric service that was installed at his property in Troy. Discussion followed regarding parts and easements. Lien requested to see an itemized billing for the parts. Phil Fisher will follow up with Lien regarding the policy for chargers. Brad Jones will follow up with the easement requested.

MINUTES: Mayor Brown presented the Minutes of the Work Meeting on September 13, 2012, Work Meeting of October 11, 2012, and the City Council Meeting of October 17, 2012. Crystal Denton made the **Motion** to approve and Phil Fisher seconded. **Motion Carried.**

DEPARTMENT REPORTS: *Mayor:* Brown advised of the Public Hearing on the 13th of November. He stated that it was a good discussion and heard no objections to the sewer rate increase. Brown advised that the proposal to the Union regarding the wage increase was rejected. He continued with an update on the water leaks. It saved the pumps running an estimated 50% to 60%. The newly installed drywells are working. *Administrative Assistant:* There was a repair done on a breaker for the Christmas tree lights. The power crew is trimming trees under power lines west of town. There was some drainage repaired on 4th Street and Yaak Avenue. The owner of the trees near the corner of 5th street and Missoula Avenue has trimmed them up. There has been high water at the dam, so there have been call outs for that. *City Court, Electric Utility, Public Works, and Police Department:* all submitted written reports. *Council:* Fisher reported that he still plans on going forward with the ice skating rink, and discussed his plans. City Clerk Tracy Rebo advised of the letter of resignation from the Police Officer that resides at the park where he and his wife are the park hosts. She reported that he will be moving and the park will be left without a host. Fran McCully reminded fellow members that there needs to be an updated contract and job description for the new host position. She stated that she would like to have the job description and the sample contract on the next work meeting. There was discussion regarding the police officer position closing November 23, 2012 at 5:00 pm. Rebo advised that the City is going through the Job Service and applications are not being taken at the City Hall office.

NEW BUSINESS:

BUSINESS LICENSE: Shakti Soul - Owner Tyann Hermes. The yoga studio and rental space is located at 301 E Missoula Avenue in Troy. Joe Arts made the **Motion** to approve the business license for Shakti Soul and Phil Fisher seconded. **Motion Carried.**

BUSINESS LICENSE: Schnetter Construction – Owner Ben Schnetter not present. Business location: 1310 Twilight Lane. Phil Fisher made the **Motion to Table** the request until the owner is present. Crystal Denton seconded. **Motion Carried.**

CITY ATTORNEY: Appointment- Mayor Brown advised of a committee meeting made up of two council members, the judge, a community member, and himself to interview three candidates. He explained that there was a process in which they were rated. He announced his appointment of Heather McDougall to be the City Attorney. Phil Fisher made the **Motion** to accept Heather McDougall as City Attorney, seconded by Fran McCully, discussion followed. McCully stated that she thinks that she is more than capable of handling the job. Arts abstained from the discussion. Denton stated that she feels McDougall is qualified but doesn't think she is the best for the City at this time. Fisher stated that he felt it was a good interview and all three were good candidates. Phil Fisher-Y, Fran McCully- Y, Crystal Denton- N, Joe Arts –N, Mayor Brown entered the tie breaking vote –Y. **Motion Carried**

CONTRACT WITH NORTHWEST DUCTLESS: December 1, 2012 – June 30, 2013: Jones explained that this company will do the paperwork for the customer rebates on the ductless heat pumps. He advised that there will be a charge for the service. Phil Fisher made a **Motion to Table** the contract until it can be looked at further. Denton seconded. McCully asked if the rebate is only available to customers that have electric as their primary heat source only. After some discussion, Fisher answered; customers have to be upgrading to another form of electric heat to qualify; example would be electric baseboard heating. **Motion Carried.**

RESOLUTION No. 663: Sewer Rate Increase- Mayor Brown read aloud Resolution No. 663 and asked for a motion. Crystal Denton made the **Motion** to pass Resolution No. 663 and Joe Arts seconded the motion. **Motion Carried.**

RESOLUTION No. 664: Electric Rates Increase- Mayor Brown advised that there will be more discussion on this resolution with customers. Brown explained some customer concerns and stated he will be meeting with them again. Rebo advised that power manager Clint Taylor and Jones have come up with different numbers that may lead to a compromise for those concerned. Fran McCully made the **Motion to Table** until the December Council Meeting and Phil Fisher seconded. Discussion followed. **Motion Carried.**

Mayor Brown asked for a Motion to allow a \$10.00 base rate reduction to power customers for the month of December. Fisher stated the he likes the idea but doesn't think that \$10.00 is enough. Fisher stated \$2.00 per month at a onetime per year allowance would be \$24.00 on a continuing yearly basis. McCully stated that it had been discussed previously. Brown stated that he liked the \$10.00 one time allowance. Crystal Denton made the **Motion** to allow a \$0.00 base rate reflecting in a \$10.00 savings to customers for the month of December, seconded by Joe Arts. **Motion Carried.**

OLD BUSINESS:

CODIFICATION: Final Changes to Sterling- Charles Evans prepared the changes to be presented to Sterling Codifiers. Brown asked why it needs to be changed with Sterling Codifiers, and why we can't put them in the Code Book ourselves. Rebo answered; because we hired Sterling Codifiers to do the entire codification. Rebo advised of the procedures to follow. McCully added; Sterling will add it to the codes that are on-line as well. Phil Fisher made the **Motion** to accept the changes and send it to Sterling Codifiers. Crystal Denton seconded. **Motion Carried.**

RV DUMP: Phil Fisher- Fisher reported that various community members have come to him asking for a public RV dump for a yearly fee. Fisher stated that where the park host currently sits will be available and also there is a place near the City Shop. Fisher also brought up a boat wash area. Brown mentioned the museum area for a location. Fisher agreed and said there would be more revenue in that location. McCully agreed that more resources for travelers would be a benefit.

BMS: City Clerk Tracy Rebo advised of the new application to the payroll program. She added that she and the department heads had a webinar with Black Mountain regarding the daily time card entry program. Fran McCully asked Rebo if she thought that it would be worth the time it saves. Rebo answered; yes. And Mayor Brown advised that he likes the program. Fisher asked what the cost would be to the City. Rebo answered; a onetime fee of \$1500 and a yearly maintenance fee of \$300. She advised that the crews will be coming up to the office to fill out their time until the City gets networked with the new server. Brown asked for a motion to proceed. Phil Fisher made the **Motion** to proceed with ordering the program application through Black Mountain Software. Crystal Denton seconded his motion. **Motion Carried.**

DRUG TESTING POLICY: Brad Jones directed the Council's attention to the policy presented in their packet. He stated that it has been reviewed and modified by him and still needs to be looked at by the attorney. Rebo asked to have it on the agenda once it is approved by the attorney. Fisher answered; fine with me.

CLAIMS: Fisher had a question regarding the claim for Mountain Metal Works. It was for desks that are being built for dispatch out of their State 911 funds that the City administrates. McCully questioned the Patrick Flaherty claim, asking if we have anything in writing as to it being a onetime payment. Mayor Brown answered; yes, and gave explanation. Phil Fisher made the **Motion** to approve the claims in the amount of \$115,369.51 and Joe Arts seconded. **Motion Carried**

PUBLIC COMMENTS: DC Orr stated to the Mayor that he feels he is doing a great job. The Mayor thanked him

ADJOURN: Motion to adjourn at 7:45 pm was made by Phil Fisher and seconded by Joe Arts. **Motion Carried.**

Anthony E. Brown, Mayor

ATTEST:

Tracy Rebo, City Clerk/Treasurer