

**Troy Council Meeting
Council Chambers
June 19, 2013
7:00 pm**

The meeting came to order at 7:00 pm. Present: Mayor Anthony Brown, Administrative Assistant, Brad Jones, and Council: Phil Fisher, Fran McCully, Joe Arts, and Crystal Denton, City Attorney Heather McDougall, and City Clerk Tracy Rebo.

GUESTS: Linda Rose, Jayne Brown, Donna Rugani, Scott Bushnell, Natalie Baldrige, Linda Rodriguez-Newstrom, John Clogston, Kerry Tunison Jr., Brandy Benson, Steve Bowen, Kristin Smith – Lincoln County Planning, and Ida Templin

Mayor Brown led the Pledge of Allegiance

PUBLIC COMMENTS: None.

MINUTES: Phil Fisher made a **Motion** to approve the Council Work Meeting Minutes of May 9, 2013; the Regular Council Budget Meeting Minutes of May 15, 2013 and the Regular Council Meeting of May 15, 2013. Fran McCully seconded. **Motion Carried.**

DEPARTMENT REPORTS: *Mayor-* Brown received information from the Oregon Chamber of Commerce and has ideas for the Troy Area Chamber. He elaborated on a map that has named businesses on one side and on the other side, area attractions. *Administrative Assistant:* Jones reported that the power line project on Callahan is taking longer than expected due to rocks and had requested help from the County Shop. Jones informed Council on the next stage of the water project on Dent and 6th Street. Jones advised that the City should have the contracts next week for the Fire Wise Project; and stated that he still needs to meet with the Folf Disc tournament organizers regarding the clean-up at the museum property. Mayor Brown advised that the grant is a 75% with matching funds of 25%. Fisher asked for specific plans. Discussion followed. Jones also reported that the GPS of the power poles is complete with the help from County Planning, and is ready for the electrical line audit. *Council –* Mayor Brown stated that he had looked at the water feature in the Park and it is moving along. Fisher agreed. Brown stated his concerns of the large boulders and suggested concrete between them versus sand, or good soil and rooted plants. All other departments submitted written reports.

NEW BUSINESS:

BUSINESS LICENSES:

Bigfoot Baking Company: Bakery. Owner: Mitchell and Brandy Benson, Location: 315 E Missoula Avenue in Troy Montana. Benson gave a brief background. Phil Fisher made the **Motion** to approve the Business License for Bigfoot Bakery, and Joe Arts seconded. **Motion Carried.**

Ida May's Party Plan: Owner: Ida Templin. Location varies from home to home. She gave a brief background on products and her demonstrations. Phil Fisher made a **Motion** to approve the Business License for Ida May's Party Plan and Fran McCully seconded. **Motion Carried.**

Scott Bushnell : Gave a brief background of experience in carpentry. Owner: He will be the sole owner of the business. Locations vary but he resides at 127 E Spokane Ave. in Troy Montana. Joe Arts made a **Motion** to approve the Business License for Scott Bushnell and Phil Fisher seconded. **Motion Carried.**

T.N.T. Lawn Care: Owner: Kerry Tunison Jr. Business Location is Iron Creek Road In Troy, Montana. Tunison stated his duties and added that he intends on purchasing a snow plow for snow removal in the winter. Phil Fisher made the **Motion** to approve the Business License for T.N.T. Lawn Care, and Fran McCully seconded. **Motion Carried.**

Intermountain Security: Owner: Jim Monroe was not present, Business is Located in Rathdrum Idaho. Mayor Brown read aloud the email received from Monroe giving a background on the business. Phil Fisher made the **Motion** to approve the Business License for Intermountain Security, and Fran McCully seconded. **Motion Carried.**

FINAL PLAT APPROVAL: Green River Cedars Subdivision – Kristin Smith, with Lincoln County Planning, briefed the Council on the subdivision and informed them that the owners have completed the City's requirements and are is ready to file. Fran McCully made a **Motion** to approve the Final Plat of the Green River Cedars Subdivision, and Phil Fisher made the second. **Motion Carried.** Mayor Brown signed the final Plat.

LINCOLN COUNTY DETENTION: Mayor Brown presented the new lease contract for Lincoln County Youth Detention. The City Attorney gave her approval of the contract and added that the only change was to shorten it from 15 years to 5 years at the Council's request. Fran McCully made the **Motion** to approve the contract for Lincoln County Detention, and Phil Fisher seconded. **Motion Carried.** City Clerk, Tracy Rebo, will follow up, by forwarding it to Lincoln County.

OLD BUSINESS:

DRUG AND ALCOHOL POLICY: The comments from the Union were received and presented to the Council at their previous work meeting. City Attorney, Heather McDougall gave explanation in response: She advised that the Council didn't want employee to be able to use annual leave, it should be without pay. [35:15] McDougall continued; there is nothing in the MCA's that say the administration cannot search the vehicles on City property. She advised of the procedure to take in that circumstance, being that they should secure the vehicle and contact her, so she can file for a search warrant. She added that the schools do drug searches all the time. She also stated that what people do not realize is that that this is an employee/employer relationship; not a government/citizen relationship. The search does not have the same criteria in those situations. McDougall recommended leaving the policy as it was discussed. Mayor Brown questioned the non-acceptance of alcohol, because the park host is an employee and resides on City property. He stated that it shouldn't be possession, it should be consumption. McDougall stated; under reasonable suspicion, he would have to be drinking it while working, so the host has no exceptions. Brown asked McDougall for her opinion on what policy they should consider. McDougall recommends staying with the original policy, and stated that the Union cannot tell them what to do. She also brought up that if employees don't want to sign it, they can be terminated. She referenced the opinion she received and stated that it said: you can have a meeting with a list of employee signatures acknowledging the receipt of receiving the policy even if they

refuse to sign the back page. Phil Fisher made the **Motion** to accept the final draft of the City Attorney version of the Drug and Alcohol Policy, and Joe Arts made the second. **Motion Carried.**

PERSONNEL POLICY: City Attorney, Heather McDougall recommended a vote for the new personnel policy. Brown asked if it was her recommendation to pass it tonight. She answered; yes, and added that it had been to MMIA and the Union. Phil Fisher made a **Motion** to accept the Personnel Policy and Fran McCully seconded the Motion. **Motion Carried.**

RESOLUTION No. 662: Budget Amendment FY 12/13- Mayor Anthony Brown read aloud Resolution No. 662 amending the Fiscal Year 12/13 Budget to include the Museum. Phil Fisher made the **Motion** to approve the above resolution, and Joe Arts seconded. **Motion Carried.**

RESOLUTION No. 663: GASB54- Mayor Anthony Brown asked Rebo for a summary of what the Resolution entails. Rebo explained that it is new accounting rules that tell how funds can be spent. McCully asked if it pertained to only the new fiscal year or upon approving it. Rebo answered that is for the upcoming year. She added that the auditor has recommended that the City have this in place. Brown read the Resolution aloud. Phil Fisher made the **Motion** to approve Resolution No. 663, and Fran McCully seconded. **Motion Carried.**

CLAIMS: Fran McCully asked a question regarding the claim to Northwest Ductless, Rebo explained that they get approval for the rebates through BPA, then once the City receives the approval they can request it from BPA. Rebo brought attention to the claim for Thompson Contracting for the asphalt replacement. Phil Fisher made the **Motion** to approve the claims in the amount of \$121,697.78 and Joe Arts seconded the motion. **Motion Carried.**

PUBLIC COMMENTS: John Clogston thanked the mayor for his quick response to the water problem at the museum. Heather McDougal brought up the City Christmas Tree's electrical service and they need a hole auger to place the plaque. Discussion followed.

ADJOURNMENT: Meeting was adjourned at 7:55 p.m.

Anthony E. Brown, Mayor

ATTEST:

Tracy Rebo, City Clerk/Treasurer