

**Troy Council Meeting
Council Chambers
September 18, 2013
7:00 pm**

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

GUESTS: Linda Rose, Gary Rose, Abigail Miller, Terry Meroney, Debbie Meroney, Lois Natale, Don Natale, Rita Lind, Linda Newstrom-Rodriguez, Donna Rugani, Jayne Brown, Susie Taylor, Clint Taylor, Steve Lloyd, Linda Bower, Steve Schnackenberg, John Clogston, Don Giannini, and Philip Johnson.

Mayor Brown led the Pledge of Allegiance

PUBLIC COMMENTS: Don Giannini - Lake Creek Inn: invited the public to come see the newly updated rooms in person or on line. Giannini continued with concerns regarding the replacement of pavement from his parking lot that was removed for the City's water project. He expresses his disappointment in the contracted asphalt work and the water pressure during the project. Giannini suggested working together with the City to solve the problem. He added that the pipes were not blown out, thus causing sediment plugging fixtures that he had to replace. Giannini stated that he had tried to take care of his concerns by speaking with the Administrative Assistant but hadn't heard back from the City, and wants the pavement replaced. Phil Fisher stated that it was the first time the Council had heard of any problem, and it should have been corrected.

MINUTES: Joe Arts made a **Motion** to approve the following minutes: the Special Meeting of July 25, Work Meeting of August 26, Council Budget Meeting of August 27, Council Special Meetings numbers 1 and 4 of August 29, Preliminary Budget Hearing of August 29, and the Council Special Meeting of September 12, all in the year 2013. Crystal Denton seconded the motion. **Motion Carried.**

DEPARTMENT REPORTS: *Mayor-* stated that his reports on agenda items. *City Hall-* Rebo reported that the new visual system is completed in the Court and Council Chambers. Mayor Brown brought up the denial of a grant applied to for the Museum. *Council -* none. *Police Department -* submitted written reports. Rebo added that the new camera system is currently being installed in the police vehicle. All other departments submitted written reports.

NEW BUSINESS:

BUSINESS LICENSES: Cornerstone Metallurgical Testing LLC. Owner: Steve Lloyd, Location: 1202 E Missoula Avenue, Troy. A brief background of the business was given my Lloyd. Phil Fisher made the **Motion** to approve the 2013 Business License for Cornerstone Metallurgical Testing LLC., and Crystal Denton made the second. **Motion Carried.**

SEWER PERMIT: Phil Fisher - Mayor Brown opened the discussion and asked Fisher to elaborate. Fisher explained the difference between the Individual permit that we currently have and pay for, and the General permit he would like the city to change to. He stated that it will save the City some permit costs and the testing will not change. Rebo added that upstream testing will be required. Brown asked Fisher if he thought that tabling this until more questions can be answered would be a good idea. Fisher stated that he has been notified that time is running out to decide if we want to be part of the group applying for the General Permit. He added that the Individual Permit will be renewed if we do not decide. Mayor Brown advised that it was the Public Works Director's opinion to hold off on it. Fisher reiterated that the decision has to be made tonight to be able to let the State know. Discussion held on the cost of the permit. Phil Fisher made the **Motion** to approve changing to the General Sewer Permit. Fran McCully seconded. **Motion Carried.**

ANIMAL CONTROL CONTRACTS: Mayor Brown opened the discussion on renewing the three separate contracts. Fisher gave a brief background. Crystal Denton made the **Motion** to extend the Animal Control Contracts. Fisher seconded. **Motion Carried.**

LOGGING CONTRACT FOR CEMETERY: Mayor Brown asked to have the agenda item tabled by stating; I don't think we are ready for that decision right now. We have the fire suppression going on and that should be taken care of first before we move to consider any logging. He added that he would like to see some symbol of a survey to see where the roads and plots are going to be. McCully asked how long he would estimate that it would take to be heard again. McDougall suggested one month, and could be tabled again then. Fran McCully made the **Motion** to table the contract for logging at the cemetery until the October 16th Council Meeting. Joe Arts seconded. **Motion Carried.** Phil Fisher would like the Public Works Director to discuss this with Mayor and Council.

DEBBIE MARONEY: Presentation of Fruit Baskets: Terry Meroney introduced himself as a member of the Troy Ministerial Alliance. He stated that this year instead of the breakfast they offer for Administration and Council in thanks for all they do, they would like to give each a fruit basket. All thanked him. Meroney offered a blessing.

OLD BUSINESS:

CEMETERY AGREEMENT WITH SCHNACKENBERG FUNERAL HOME: Mayor Brown opened the discussion with Schnackenberg by asking if there is an agreement needed for the City to begin doing their own digging. He answered; no an agreement is not necessary, and added that he thinks it is good for the City. He advised of State regulations. He cautioned the City the responsibility of liability and recommended the City to purchase a lowering device. Schnackenberg asked if the City planned on continuing as a non-perpetual care cemetery. Discussion followed regarding the difference and the State restrictions on free trade and cemetery policies. McDougall asked what the process was that he has with the City of Libby. Schnackenberg explained. Discussion followed.

ADMINISTRATIVE ASSISTANT EXTENSION OF CONTRACT: Mayor Brown asked to table. McDougall asked for clarification that his contract ends September 25, 2013. Rebo answered; yes September 24, 2013. Mayor Brown stated; maybe there will be laps then. Phil Fisher made the **Motion** to table the extension of the Administrative

Assistant's contract until the next regularly scheduled Council Meeting. McDougall again asked for clarification that from September 25th to the next Council Meeting, he is not working for the City? Brown answered; I don't know. He added that he is out of town and that is why he asked for a table. Crystal seconded the Motion. **Motion Carried.**

ORDINANCE No 655: Tracy Rebo delivered aloud, the second reading of Ordinance No. 655, adopting the City Codes. Phil Fisher made the **Motion** to adopt Ordinance No. 655 and Crystal Denton seconded. **Motion Carried.**

DUCTLESS HEAT PUMP PROJECT: Mayor Brown opened the discussion and called for the question. Fisher asked; if it was the original cost that is on page three of the proposal. Clint Taylor answered the questions. Crystal Denton made the **Motion** to have the heat pumps installed and Joe Arts seconded. **Motion Carried.**

LEASE AGREEMENT WITH CDM SMITH: Mayor Brown opened the discussion and called for the question. McCully asked for clarification that it was only three months. Brown answered; yes. Phil Fisher made the **Motion** to approve the contract for lease with CDM Smith. Crystal Denton seconded. **Motion Carried.**

CLAIMS: Crystal Denton questioned the claim for materials for the project at the pond. Rebo explained. Phil Fisher made the **Motion** to approve the claims in the amount of \$48,765.10. Crystal Denton seconded. **Motion Carried.**

PUBLIC COMMENTS: Linda Newstrom asked how much the cemetery plots were. Rebo answered; \$100. Discussion followed.

ADJOURNMENT: **Motion** to adjourn the Meeting was made by Crystal Denton and seconded by Joe Arts. **Motion carried.** Meeting adjourned at 8:01 p.m.

Anthony E. Brown, Mayor

ATTEST:

Tracy Rebo, City Clerk/Treasurer