

**Troy Council Meeting  
Council Chambers  
June 18, 2014  
7:00 pm**

The meeting came to order at 7:00 pm. Present: Mayor Darren Coldwell, Council: Joe Arts, Dallas Carr, and Kimberly Rowse; City Attorney Heather McDougall, and Deputy City Clerk Sandi Sullivan. Crystal Denton excused.

**GUESTS:** Clint Taylor, Susie Taylor, John Clogston, Lynn Ward, Carren Coldwell, Sam Shupe, Barbie Coldwell, Payton Norman, David Norman, Allison Lundin, Jayne Brown, Donna Rugani, Bob Welch, Joyce Welch, and John Konzen.

**PUBLIC COMMENTS:** None

**MINUTES:** Joe Arts made a **Motion** to approve the Minutes of May 15, 2014 Council Work Meeting and May 21, 2014 Regular Council Meeting. Dallas Carr seconded. **Motion Carried.**

**DEPARTMENT REPORTS:** Mayor Coldwell gave an update on the sidewalk projects. He mentioned the efforts being made to clean up the town. Coldwell stated that the museum should be opening soon and explained the program. There were no questions on all other department reports.

**NEW BUSINESS**

**BUSINESS LICENSES:**

*K & R Builders:* Owner: Ken Miller, Location: Libby Montana. Mayor Coldwell addressed the attached email of explanation. Kimberly Rowse made the **Motion** to approve the 2014 Business License for K & R Builders and Joe Arts seconded. **Motion Carried.**

**ROSEBUD SUBDIVISION:** Mayor Coldwell explained that Ken Davis applied for an extension and Lincoln County Planning recommended the extension as well. Konzen asked about the streets. The Mayor explained that there will be a cul-de-sac for emergency traffic so Kalispell Avenue will not be used as a through street. Coldwell assured, that with the subdivision hearing, there will not be any encroaching on private property. Dallas Carr asked if there were going to be changes from residential lots to commercial lots. Coldwell advised that if there were changes, they would have to take place in the subdivision process during the extension of approved. Kimberly Rowse made the **Motion** to approve a six month extension for the Rosebud Subdivision and Joe Arts seconded. **Motion Carried.**

**ROBERT PECCIA & ASSOCIATES: Pay request # 6-** Mayor Coldwell presented the request for discussion. He advised that it was for the engineering inspection on the Safe Routes to School's sidewalk project. Dallas Carr asked about the cost of the sprinkler repair to a private home owner's system. Coldwell assured that the contractor will pay repair costs. Joe Arts made the **Motion** to approve Pay Request #6 to RPA for

engineering inspection for the amount of \$2060.00. Dallas Carr seconded the Motion. **Motion Carried.**

## **OLD BUSINESS**

**RESOLUTION No. 680: Annexation of Troy Museum Property** - Mayor Coldwell explained that the dated Resolution did not have time for publishing, thus needed to have an approval for a later date. Joe Arts made the **Motion** to approve Resolution No. 680, the annexation of the Troy Museum Property, and Dallas Carr seconded. **Motion Carried.**

**RESOLUTION No. 681: Annexation of Jones Property-** Mayor Coldwell opened up subject for discussion. Sam Shupe asked why it hasn't already been done. Coldwell expressed that there were concerns on liability to the City and there needed to be more wording added to the resolution. He read aloud the last paragraph's additions. Shupe stated that it has always been at the owner's expense. Heather McDougall asked to read the addition and discussion followed. Lynn Ward Spoke of the laws that realtors have to follow advising new property owners responsibilities on new development. Konzen gave his opinions that the County would not approve a subdivision without access. He added that as long as it is growth controlled and not costing the City anything, then it is a good thing. Dave Norman brought up the growth and water and sewer systems. Subdivisions require an analysis. And right now Troy has no concerns. It was over designed at the time for growth. Norman stated that Troy is sitting way better than most communities for growth. Discussion followed. Mayor Coldwell asked the Council for their concerns. Dallas Carr stated that he had researched it and is in favor of the annexation. Kimberly Rowse explained her research on the agricultural, tax, and flooding concerns and stated her thoughts of it being favorable for the community. Joe Arts stated that he sees nothing but positive coming from it. Mayor Coldwell explained his research in the Growth Policy and the way it was written, communities should not say "no" to development. He also advised that he consulted with an attorney to clarify that the City would have no financial responsibility. He stated that with the new language in the resolution he is in complete favor of Resolution 681. Dallas Carr made the **Motion** to approve Resolution No. 681, the annexation of the Jones Property, with the language addition. And Kimberly Rowse seconded the Motion. **Motion Carried.** The Mayor thanked everyone for their comments.

**WORKER'S COMPENSATION POLICY: to be included in Personnel Policy section 1250-** Mayor Coldwell expressed concerns of his and City Attorney Heather McDougall that the time to report an accident to the supervisor has to be defined. His suggestion of one hour is written. Rowse expressed concerns of injuries not becoming evident until the next day. Norman suggested by the end of the shift. Rowse had concerns that it would discourage employees to report. Barbie Coldwell suggested reporting immediately, but supervisor determines testing. Mayor Coldwell asked Rowse to follow up on the policy. Dallas Carr made the **Motion to Table** the Worker's Compensation Policy until the Work Meeting on July 10. Joe Arts seconded. **Motion Carried.**

**COST ALLOCATION POLICY:** Mayor Coldwell explained the necessity of the policy. Kimberly Rowse would like to see the policy be reviewed annually during budget process. Kimberly Rowse made the **Motion** to approve the Cost Allocation Policy with

the amendment to have it reviewed on a yearly basis at budget approval. Dallas Carr seconded. **Motion Carried.**

**CLAIMS:** Coldwell opened it up for discussion. Dallas Carr asked what the \$1500 for the skidsteer was for. Clint Taylor answered that it was parts for the hydraulics. Heather McDougall advised that she will not need the order from the Montana Legislation and to cancel it. Dallas Carr made the **Motion** to approve the Claims in the amount of \$87,524.78 with the exception of MT Legislation in the amount of \$400.00 and Joe Arts seconded. **Motion Carried.**

**PUBLIC COMMENTS:** John Clogston brought up that the contractor working for the State Highway is filling water from the County yard and the O'Brian Creek water doesn't cost anything to pump, he should be using that. Dave Norman advised that it has been taken care of. Konzen added that the County usually fills from creeks. John Konzen thanked the Council for the Junk Vehicle Clean-up efforts. Carren Coldwell stated that she has heard positive comments about the new sidewalks.

**ADJOURN: Motion** to adjourn at 8:15 pm was made by Kimberly Rowse, second by Dallas Carr. **Motion Carried.**

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Darren Coldwell, Mayor

ATTEST:

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Sandi Sullivan Deputy City Clerk