

**CITY OF BOULDER
P.O. BOX 68
BOULDER, MONTANA 59632
CITY COUNCIL MEETING MINUTES
MONDAY, AUGUST 16, 2021**

CALL TO ORDER:

Mayor Russell Giulio called the meeting to order at 6:00 p.m. followed by the Pledge of Allegiance.

ROLL CALL:

Elected officials present at City Hall: Drew Dawson, Gyle Nix, & and Mike Taylor. Sherry Lepley participated via phone. Others participating Ellen Harne (City Clerk), Ed Guza (City Attorney) via phone.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

The minutes from the June 21, 2021, and July 19, 2021, Council meetings were presented. Dawson made a motion to approve the minutes as written and presented. Taylor seconded the motion and the motion carried with 4 aye votes.

APPROVAL OF AGENDA: Dawson made a motion to approve the agenda with the amendment of removing Old Business item #1. Taylor seconded the motion and the motion carried with 4 aye votes.

REQUESTS OF ELECTED CITY OFFICIALS FOR ABSENCES EXCEEDING 10 DAYS OR PARTICIPATION BY TELECOMMUNICATION: Dawson had submitted a request to be absent from August 20th through September 8th. He withdrew his request.

COMMUNICATION FOR PUBLIC RECORD (Ex parte): None

CONSTITUENT ISSUES-REPORTS FROM THE MAYOR AND COUNCIL MEMBERS:

None

CONSENT AGENDA TO INCLUDE:

1. Mayor Report – None
2. Police Report – None
3. Ambulance Report – Received
4. Fire Report – Received.
5. Public Works Report – The Mayor reported that they are continuing to work on streets and plan to chip seal.
6. City Court Report – Received
7. City Attorney Report – Received
8. Reports from Clerk
 - Receipt of Cash/Bank Reconciliation, July 2021
 - Statement of Revenue Budget vs Actual, July 2021
 - Statement of Expenditure Budget vs Actual, July 2021
 - Receipt of Utility Billing Adjustments for July 2021
 - Ambulance Write-offs & collections for July 2021

Dawson made a motion to approve the Consent Agenda. Taylor seconded the motion and the motion carried with 4 aye votes.

CORRESPONDENCE: An email from Lori Smith was sent to the Mayor stating how pleased she is with the city employees, especially Ellen and Rose.

COMMITTEE REPORTS:

- **Planning Board:** LaDana Hintz reported the Planning Board met on August 2nd and Jerry Grebenc, (GreatWest Engineering Planner), talked with the Board about planning for multi-family, townhouse, and condo developments. His view is that the developer is able to do what they like, as long as it complies with the zoning. If they are planning a subdivision, they do need to go through the review process. Grebenc stated the end goal should be to create more housing and ensure new development can be adequately served by water, sewer, and streets. The City doesn't currently have a development permit, and Hintz stated there should probably be a permit included in the zoning regulations.
Lori Davis attended the meeting and presented the Planning Board with a plan to move old mobiles out and new ones in. Hintz said this is something the Planning Board cannot help her with & requested she meet with city staff, (and possibly the attorney), so that if the request falls under "non-conforming" she will know what she needs to do. The Board also told her that she will need to look at her plans to see if they mesh with the mobile home ordinance and zoning ordinance, and she will need to comply with whatever ordinances are in effect when she submits her proposal. The next Planning Board meeting is scheduled for September 13, 2021, at 6:30 p.m. Mayor Giulio stated that he spoke to the City Attorney, and he suggested the city have her present her plan request to the Board of Adjustments to determine setbacks, etc.
- **Chamber of Commerce:** Pat Lewis said the car show is August 28th and the music festival is scheduled for September 11th.
- **BTAC:** None
- **Cemetery Advisory Board:** Pat Lewis reported the Committee met August 11th. The Committee's main issue is to tackle the gopher holes. They are working on amending the By-Laws that will be presented to Council in September.

OLD BUSINESS:

1. **Continuing discussion & possible Council determination on law enforcement agreement with the Jefferson County Sheriff's Office:** Removed
2. **Discussion & Council determination on water rights services with Ben Sudduth:** A letter from Ben Sudduth was presented outlining costs to file a motion to amend with the Montana Water Court to correct the City's claims to align with historical use, (estimated cost \$7,000-\$20,000) and/ or file a change of use application with the DNRC for all wells for municipal use that the City owns, (estimated cost \$15,000-\$45,000). He stated in the letter that the primary goal of the change of use process is to update the City's water rights so that all wells and municipal sources of water are expanded to cover the area of growth expected outside the City's limits. Nix made a motion to have Sudduth amend the water rights and file a change of use application. Dawson seconded the motion and the motion carried with 4 aye votes.
3. **Discussion & Council determination on retaining Nittany GrantWorks for ARPA fund:** Dawson made a motion to engage Nittany GrantWorks for the ARPA funding. Taylor seconded the motion and the motion carried with 4 aye votes.
4. **ARPA public hearing discussion:** Dawson will be presenting a proposal of possible ARPA funding expenditures and solicit public comment at a public hearing scheduled for August 17, 2021 at 6:30 p.m.

NEW BUSINESS:

1. **Resolution #2021-16: A Resolution Declaring Surplus Property Law Enforcement Vehicles & Intent to Sell said Vehicles.** City to declare as surplus and sell a 2016 Ford Explorer Utility 4D Police AWD for the sum of \$16,975, a 2018 Ford Explorer Utility 4D Police AWD for the sum of \$26,000, & a 2011 Ford F150 1/2T Truck for the sum of \$5,500 to Jefferson County, Montana. Sold As Is. No Warranty. Total Purchase Price: \$49,075: In anticipation of contracting with the Jefferson County Sheriff's Office for law enforcement services, the Sheriff has requested 3 city police vehicles be sold to the County. Dawson made a motion to adopt resolution #2021-16. Nix seconded the motion and the motion carried with 4 aye votes.
2. **Discussion & Council determination on GreatWest Engineering Consultant Agreement for City Planning Services:** GreatWest Engineering presented an agreement to provide general planning advice to the city and to property developers on projects in the city; ranging from annexations, zoning amendments, subdivision applications to ensure they comply with city policies, plans and regulations. Planning services would be billed at \$134 per hr. with mileage from Helena being \$.65 per mile. Dawson made a motion to accept the agreement with GreatWest Engineering for consulting and professional services. Taylor seconded the motion and the motion carried with 4 aye votes.
3. **Discussion & Council determination on Morrison-Maierle updating City Limits Map:** Harne reported that with the annexation of the Bullock Subdivision, the 2019 city limits map will need to be updated. She would like council approval to contact Morrison Maierle to update the map. Taylor made a motion to have Harne contact Morrison Maierle to update the city limits map. Dawson seconded the motion and the motion carried with 4 aye votes.
4. **Discussion & Council determination on Resolution #2021-14 Approving an Amendment to the Final FY20/21 Budget:** Harne stated the auditor completed closing for FY21/22, and there were closing entries that amend the approved FY20/21 budget. Items presented reflect changes needing to be made on the accounting module. Dawson made a motion to adopt resolution #2021-14. Nix seconded the motion and the motion carried with 4 aye votes.
5. **Council discussion & determination on Planning Board's recommendation to secure easements for Phase I of the Boulder River Trail Project:** The Planning Board provided a memorandum letting council know they had discussed moving forward with implementing the first phase of the Boulder River Trails Master Plan which the City has the engineered plans for. They recommend that the City begin with securing easements from Jefferson High School, Jefferson County and Department of Justice for the project. Dawson made a motion to have the city attorney secure easements for Phase I of the Boulder River Trails Plan. Taylor seconded the motion and the motion carried with 4 aye votes.
6. **Council discussion & determination on destruction of records:** An RM88 form to destroy city records in accordance with the State Retention Schedule was submitted. Dawson made a motion to approve the request. Taylor seconded the motion and the motion carried with 4 aye votes.

UNSCHEDULED MATTERS: None

OPEN PUBLIC COMMENT: Aleka Kroitzsh from the Boulder Monitor requested clarification of the resolution of the surplus vehicle property. Dawson replied that this is anticipation of the County taking over law enforcement services, and as part of the agreement with the County, they have requested the vehicles.

AUTHORIZATION TO PAY BILLS: The bills were presented to Council for payment authorization. Nix made a motion to authorize the payment of the bills as presented. Taylor seconded the motion and the motion carried with 4 aye votes.

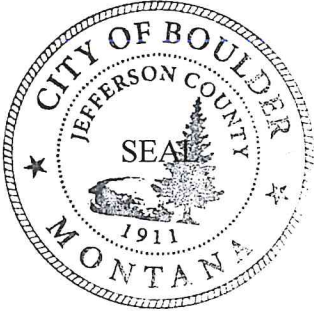
COUNCIL AGENDA SUGGESTIONS TO THE MAYOR FOR NEXT MEETING: None

ADJOURNMENT:

With no further business, the meeting was adjourned at 7:01 p.m. The next regularly scheduled meeting will be held on Monday, September 20, 2021, at 6:30 p.m.

DATE: 9/20/21

Donald Stulio
Mayor



Attest: *Jellen Harne*
City Clerk