

Regular City Commission Meeting

Mayor Winters presiding

**CALL TO ORDER:** 7:00 PM

**PLEDGE OF ALLEGIANCE** – Girl Scout Troop 3262

**MOMENT OF SILENCE**

**ROLL CALL:** City Commissioners present: Michael Winters, Bob Jones, Bill Bronson, Mary Jolley and Fred Burow. Also present were the City Manager; Deputy City Manager; Interim City Attorney; Directors of Fiscal Services and Public Works; Police Chief; and the City Clerk.

**PROCLAMATIONS:** Mayor Winters read proclamations for National White Cane Safety Day, Week Without Violence, and White Ribbons Against Pornography Week.

**\*\* Action Minutes of the Great Falls City Commission. Please refer to the audio/video recording of this meeting for additional detail. \*\***

### **NEIGHBORHOOD COUNCILS**

#### **1. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

There were no miscellaneous reports and announcements from Neighborhood Council representatives.

### **BOARDS & COMMISSIONS**

#### **2. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

There were no miscellaneous reports and announcements from representatives of Boards and Commissions.

### **PUBLIC HEARINGS**

#### **3. RESOLUTION 9995, COST RECOVERY FOR HAZARDOUS SIDEWALK, 501 AND 503 3<sup>rd</sup> AVENUE SOUTHWEST.**

Public Works Director Jim Rearden reported that approval of Resolution 9995 would allow a lien against the property at 501 and 503 3<sup>rd</sup> Avenue Southwest for the costs of inspections, notice, permits, removal and replacement of 50 square feet of hazardous sidewalk.

Mayor Winters declared the public hearing open.

No one spoke in favor of or in opposition to Resolution 9995.

Mayor Winters declared the public hearing closed.

**Commissioner Jolley moved, seconded by Commissioners Bronson and Burow, that the City Commission adopt Resolution 9995, to establish the total charges of \$958 as a lien against the property for removal and replacement of hazardous sidewalk at 501 and 503 3<sup>rd</sup> Avenue**

**Southwest.**

Mayor Winters asked if there was any discussion amongst the Commissioners. Hearing none, Mayor Winters called for the vote.

Motion carried 5-0.

4. **RESOLUTION 9996, COST RECOVERY FOR HAZARDOUS SIDEWALK, 511 CENTRAL AVENUE.**

Public Works Director Jim Rearden reported that approval of Resolution 9996 would allow a lien against the property in the amount of \$2,198 at 511 Central Avenue for the cost of inspections, notice, permits, removal and replacement of 132 square feet of hazardous sidewalk.

Mayor Winters declared the public hearing open.

Speaking in opposition to Resolution 9996 was **Mike Witsoe**, 510 11<sup>th</sup> Street South. Mr. Witsoe commented that the building/property owner should not be responsible for paying for the costs of repair because the City collects taxes. Mr. Witsoe further commented that there are other portions of sidewalk within the City where trees have pushed the sidewalk up, and that a majority of the sidewalks were installed between 1913 and 1915.

No one spoke in support of Resolution 9996.

Mayor Winters declared the public hearing closed.

**Commissioner Bronson moved, seconded by Commissioner Jones, that the City Commission adopt Resolution 9996 to establish the total charges of \$2,198 as a lien against the property for removal and replacement of hazardous sidewalk at 511 Central Avenue.**

Mayor Winters asked if there was any discussion amongst the Commissioners. Hearing none, Mayor Winters called for the vote.

Motion carried 5-0.

**OLD BUSINESS****NEW BUSINESS****ORDINANCES/RESOLUTIONS****CONSENT AGENDA**

5. Minutes, October 2, 2012, Commission meeting.
6. Total expenditures of \$1,637,140 for the period of September 27 through October 10, 2012, to include claims over \$5,000, in the amount of \$1,348,590.
7. Contracts list.

8. Award contract to Dick Anderson Construction in the amount of \$455,524 for the Water Treatment Plant Filter Building Ceiling Replacement. **OF 1519.5**
9. Approve Change Order in the amount of \$10,650 to United Materials of Great Falls, Inc. for the 2012 Miscellaneous Sanitary Sewer Repairs. **OF 1635.3**
10. Award contract in the amount of \$556,000 to Thomas Dean & Hoskins, Inc. for engineering services associated with the 18<sup>th</sup> Street South Storm Drain Improvements. **OF 1462**
11. Award bid for one new 2013 Peterbilt 320 tandem axle truck with new 2013 Pendpac Impac sideload refuse packer to Montana Peterbilt of Missoula in the amount of \$206,901, including trade-in.
12. Approve final payment in the amount of \$1,180.92 to Ironhide, LLC, and \$11.93 to the State Miscellaneous Tax Division for the 20<sup>th</sup> Street South Sidewalks. **OF 1619**
13. Approve final payment in the amount of \$99 to Cascade Electric Company, Inc. and \$1.00 to the State Miscellaneous Tax Division for the Wastewater Treatment Plant Return Activated Sludge Pump Upgrades. **OF 1457.7**
14. Approve final payment in the amount of \$4,825.37 to Phillips Construction, LLC, and \$48.74 to the State Miscellaneous Tax Division for the 9<sup>th</sup> Street North Water Main Replacement project. **OF 1640.1**

**Commissioner Jolley moved, seconded by Commissioner Jones, that the City Commission approve the Consent Agenda as submitted.**

Mayor Winters asked if there was any discussion amongst the Commissioners.

Commissioner Burow inquired about the \$99 payment to Cascade Electric in Item 13. Public Works Director Jim Rearden responded that there is a 5% retainage and, depending on the total contract, this was the final amount due to the contractor on this project.

Mayor Winters asked if there were any comments from the public.

Hearing none, Mayor Winters called for the vote.

Motion carried 5-0.

### **PETITIONS AND COMMUNICATIONS**

#### **15. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

Mayor Winters opened the meeting to Petitions and Communications.

- A. **Mike Witsoe**, 510 11<sup>th</sup> Street South, commented that the ACLU will be here tomorrow regarding the draft resolution discussed at the work session. Mr. Witsoe doesn't believe he received the total costs of the military signage as requested. He also commented that he would be back with attorneys regarding a proposed park in Riverview that was discussed at a Neighborhood Council meeting.

Deputy City Manager Jennifer Reichelt responded that the amount provided to Mr. Witsoe was the total cost of the military signs.

**CITY MANAGER**

**16. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

City Manager Greg Doyon reported on his attendance at the Montana League of Cities and Towns Conference in Kalispell, and the City Managers Conference in Arizona. Deputy City Manager Jennifer Reichelt added that she appreciated the opportunity to network with peers, listen to great speakers and learn what others are doing in their communities.

**CITY COMMISSION**

Commissioner Bronson noted for the record a policy the City Commission adopted on August 17, 1982: "It will be the policy of the Great Falls City Commission to avoid scheduling Commission meetings on Tuesday evenings when general elections are being conducted. When such a conflict arises, the Commission meeting shall be held on the Wednesday evening immediately following the date of the election."

**17. AMEND MOTION PREVIOUSLY MADE.**

Commissioner Bronson further noted for the record that, at the October 2, 2012, City Commission meeting, a public hearing was conducted on Resolution 9993 and Ordinance 3097 all pertaining to the AgriTech Park Addition. A motion was made at that time to postpone consideration until November 6, 2012. However, due to the above-mentioned policy adopted in 1982, the public hearing on Resolution 9993 and Ordinance 3097 will be reset for November 7, 2012.

**18. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

Mayor Winters announced that Commissioner Bronson was recently elected to serve as President of Montana League of Cities and Towns for a year.

Commissioner Bronson commented it is an honor and privilege for a representative of this government to be chosen by the member cities and towns to serve in that position. He recognizes there are a number of important issues confronting cities and towns to address in the upcoming legislature.

Mayor Winters read complimentary letters he received regarding City employees Heather Rohlf and Steve Hester. He reported that he and Mrs. Bronson were privileged to attend a ceremony on the Missiles of October. He also responded to comments Mr. Witsoe directed at him this evening.

**19. COMMISSION INITIATIVES.**

There were no Commission initiatives.

**ADJOURNMENT**

There being no further business to come before the Commission, **Mayor Winters adjourned the regular meeting of October 16, 2012, at 7:37 p.m.**

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Mayor Winters

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City Clerk

Minutes Approved: November 7, 2012