

**** Page 1 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

AUGUST 14TH, 2018, The Three Forks City Council met in session at City Hall at 206 Main Street, and was presided over by Mayor Steven B. Hamilton. Mayor Hamilton called the meeting to order at 7:02 P.M. for the FIRST meeting of AUGUST 2018.

PRESENT: Council members George Chancellor, Deb Mickelberry, Dennis Nelson, Gene Townsend, Ed Tharp, and Teri Whitesitt were all present. City Clerk Crystal Turner, City Treasurer Kelly Smith, and City Attorney Susan Swimley were all present.

The record reflects that a quorum was present, with the attendance of six (6) council members, and the meeting was held.

The **Pledge of Allegiance** to the American Flag was led by Mayor Hamilton. The Mayor reminded the public that the meeting was being recorded and for all those present to review the policies of conduct on the back on the agenda.

GUESTS: Brooke Chancellor, James Hill, Troy Dorrell, Jerry & Cheryl Lehr, and Sheri Brown. Shawn Lehr arrived around 7:30PM.

The Mayor called for any **PUBLIC COMMENTS/CONCERNS** not on the agenda. Seeing none, he introduced the Consent Agenda.

CONSENT AGENDA

- a) Approval of Three Forks Rodeo Arena Claims Paid Due to Timeliness for Rodeo Weekend in the Amount \$27,045.00
- b) Approval of Three Forks Rodeo Arena Claims Paid Due to Timeliness in the Amount of \$10,152.63
- c) Approval of Three Forks Rodeo Arena Claim Paid Due to Timeliness in the Amount of \$2,863.93
- d) Approval of Three Forks Rodeo Arena Claims per List
- e) Approval of Claims for FY17/18 paid in July 2018 in the Amount of \$3,335.87
- f) Approval of Claims Paid Due to Timeliness in the Amount of \$47,048.57
- g) Approval of Claim Paid Due to Timeliness to Mail Utility Bills in the Amount of \$156.81
- h) Approval of Claims per List

**** Page 2 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

- i) Approval of Meeting Minutes from July 10, 2018
- j) Approval of Contract with Craig Shepherd to Perform FY2017/2018 Annual Financial Reports (AFR)

Crystal Turner explained she edited the minutes after posting them on the website and emailing the Council Packet link to those signed up to receive it. She corrected the spelling of Carey Hansen's name, and amended the comments made by Charles Eastty. The draft minutes stated Mr. Eastty offered his resume to be considered as Chief. However, this is not what he said on the record. He simply informed the Council he missed the appointment of Chief by one vote and, "Wanted them to have all the information."

Councilman Townsend moved to approve the Consent Agenda with the changes made to the July 10, 2018, meeting. Councilman Nelson seconded the motion. There was neither public comment nor Council comments.

Motion Passed Unanimously.

PUBLIC HEARINGS

Public Hearing and Decision on the Approval of a Conditional Use Application by Brooke Chancellor, to Operate a Short Term Vacation Rental, Example "Air BnB", for the Property Located at Block 2, Lots 7-10, Buttelman Addition, Plat D-20, more Commonly Referred to as 11 S. Colorado Street

George Chancellor stated for the record that he will be abstaining from discussion and any action on this item.

The Mayor asked Kelly Smith to provide the staff report presentation to the Council. Ms. Smith recapped the hearing before the Zoning & Planning Board, held on July 19, 2018. She reported the Zoning & Planning Board voted unanimously to approve the permit with the following conditions:

1. Maintain a license with Montana Department of Public Health and Human Services,
2. Provide a copy [of the license in condition #1] to the City of Three Forks,
3. Obtain a City Business License; and
4. To ensure the applicant pays the appropriate bed tax.

Kelly added that Richard and Sharon Smith wrote a letter of support, who live next door. She reported there were no letters of opposition received.

**** Page 3 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

The applicant, Brooke Chancellor, stated she did not have much to add to Kelly's presentation. Brooke does not plan to open until April 1st of 2019 as she admits she is somewhat of a procrastinator and still has a lot of work to do. "The work to be done for the Gallatin County Health Department permit is tremendous," she said. "This is just one of the steps in her process to be open by next year."

Gene Townsend asked the City Attorney regarding the comment in the Staff Report "sense of safety and security". What does the City do if they get complaints, now that the City is seeing more and more of these applications. Does the City have any recourse to revoke a conditional use permit if, for example Brooke Chancellor rents to someone who is obnoxious to the neighborhood for a week? Mrs. Swimley said it is an interesting phenomenon with the "Air BnB" style rentals. The biggest complaint heard is typically from neighbors, but frankly it would not be much different than a long-term rental with coming and going. It would be up to the City Council to decide when, and if, it wished to develop more regulations for this type of business/home occupation.

Deb Mickelberry said the Ordinance Committee decided to keep the language of home occupations which would require that owners need to be on the property. The City had an application which would allow the whole house to be used for short-term rentals without the owner present. The Committee opted not to do that and does not recommend amending the definition.

There was no public comment.

Councilman Townsend made a motion to accept the Conditional Use Permit to utilize an accessory dwelling in the R1 zoning district as a short-term rental, and this location is in Lots 7-10 in Block 2 of the Buttelman Addition. Councilwoman Whitesitt seconded the motion. The Mayor asked, "With the conditions as presented?" Gene Townsend said yes, Teri Whitesitt agreed.

Motion Passed 5:0 - George Chancellor Abstained.

Public Hearing and Decision on the Approval of a Conditional Use Application by Diane Fuhrman, Frank Parker and Troy Dorrell, to Add a Single Family Residence and Garage in the Central Business District, for the Property Located at Block 27, Lots 7 & 8, Original Townsite, Plat D-18, more Commonly Known as Near the Previous Address of 123 W. Elm St.

**** Page 4 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

Mayor Hamilton introduced this item and turned it over to George Chancellor, Chairman of the Zoning & Planning Board.

George Chancellor reviewed the staff report and noted it showed everything in the affirmative. Per the staff report: the Zoning & Planning Board and City Council need to consider the intent of the Zoning Ordinance. If all conditions are met, after public comment is heard and assuming no significant comments to the contrary, staff recommended an approval for the conditional use permit to construct a one-family dwelling at Block 27, Lots 7 & 8, Three Forks Original Townsite, Plat D-18 contingent upon approval of required plans by the City of Three Forks Flood Plain Administrator.

One of the applicants, Troy Dorrell, said they intend to move in an existing house, which has been beautifully maintained and is a ranch-style house.

Deb Mickelberry asked if he plans on renting or selling the home to be placed on these lots. Mr. Dorrell was not sure if he would rent it yet or sell it. The Council asked to see pictures of the home, and asked if Mr. Dorrell intended to move in the existing garage as well. Mr. Dorrell said yes, he plans to move the garage in too.

Gene Townsend asked Kelly Smith if these lots are on the south or north end of the block. Kelly answered they are on the south side, closest to existing residential homes. (There was a lot of commotion with multiple conversations occurring at one time, this Clerk had a hard time capturing all the questions and comments. The Mayor asked for the side conversations to cease.)

Gene Townsend asked how old the home is. Mr. Dorrell was unsure.

Deb Mickelberry stated she has nothing against this applicant but because of her personal experiences, she is not supportive of the idea of having commercial lots turned residential - especially with commercial almost completely surrounding this property. The grocery store is across the street, the Family Dollar and more commercial businesses are next to it. The City has already received a number of complaints regarding semi-trucks unloading at 4:30AM.

Kelly Smith reported the remaining lots in this block are under contract and the buyer intends to put a movie theatre on them. The buyer spoke at

**** Page 5 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

the Zoning & Planning meeting to inform the buyer of these lots with a conditional use permit not to rezone all of them for residential use.

Public Comment - Sheri Brown asked the Council not to support any more conditional use permits on this block for residential but to leave the opportunity available for commercial businesses. James Hill spoke in regards to commercial property needs in Three Forks, and regarding the growth in Three Forks, which he feels has been stagnant. Cheryl Lehr stated she knows the plans for the movie theatre are still moving forward: architects, financial planning, everything is in the works at this time.

Gene Townsend asked what Cheryl Lehr's feeling is regarding a residence being right behind a possible movie theatre. Mrs. Lehr would be more concerned for the people in the house [than she would be for the theatre] because of all the traffic going in/out of the movie theatre. She would prefer the entire block stay commercial.

Applicant rebuttal: Troy Dorrell said he plans to install a 6-foot privacy fence.

The Mayor asked for Council discussion, and reminded there are no conditions listed but the Council could add them. Ed Tharp said the City has dealt with noise complaints, as Deb Mickelberry stated, for a long time. It may be inevitable for the City to live with these complaints, but he thinks perhaps this would be a bad choice. Susan Swimley asked if the Council would like to add a condition that because this would be residential (if approved) the tenants/owners would have to acknowledge there will be noise because the lot is surrounded by commercial. Teri Whitesitt asked if they could put a condition in to not allow any complaints - the room erupted with laughter. Kelly Smith said on two sides across from these lots, there are already residential homes across the alley and street, but not on the same half block. Sheri Brown asked if she could comment during Board Discussion. The Mayor allowed. Mrs. Brown reported there are usually buffer zones, which are usually defined by roads and alleys. The nature of the proposed movie theatre, which is an allowed use, is going to be late night which may disturb residential use.

Ed Tharp believes a condition like Mrs. Swimley suggested would be wise for the Council to include.

**** Page 6 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

Susan Swimley drafted a statement, "That while it is residential, this is a conditional use and secondary to the commercial zoning of the block. Occupants shall be aware that commercial opportunities are going to happen next door." That way if the home is rented the renter knows, and the new owners would know if it is not rented. It will not stop people from complaining. George Chancellor asked if realtor rules require full disclosure? Susan said no, not on a conditional use. George said, "They know there are businesses and such nearby - just like the people neighboring the rodeo grounds know when they purchase a home they are adjacent to the rodeo grounds. If the potential buyer or renter does not go into that with eyes open, I do not see how a condition would help alleviate that." Dennis Nelson agreed and said he thinks people need to do their due diligence. The Council does not need to cross every "t" and dot every "i" for people. The buyers of property need to do their homework and we cannot legislate a person knowing what exists around property they intend to purchase. Sheri Brown asked, for clarification, would such a condition go on the property record so when a realtor does a title search it would come up and the potential buyer has to sign off they are aware of the zoning and the use "as is".

Gene Townsend asked if all of Block 27 is zoned Central Business District (CBD). Kelly Smith answered no, only this half of the block is. Gene said, "We [the City] did a poor job of that when designing the zoning."

Councilman Chancellor made a motion that we approve Troy C. Dorrell's conditional use permit to construct a single family dwelling in the Central Business District without any conditions. The Mayor added in Lots 7 and 8 only. Councilman Townsend seconded the motion. Cheryl Lehr asked since the rest of the lots will stay commercial, does that need to be stated for the record? Mayor Hamilton replied no, as they are already zoned Commercial Business District. Gene Townsend recognized Shawn Lehr and asked if he had any question or comments. Shawn Lehr, buyer of the remaining lots, did not have anything to add but stated he was concerned if zoning was changing for the rest of the block. He simply wanted to let the buyer of these two lots know he plans to put a movie theatre on the other lots. Mr. Lehr said, "If they don't have a problem with my commercial use next door, I don't have a problem with the residence going in either."

Motion Passed 5:0 - Deb Mickelberry abstained as one of the owners of the property is her sister.

Public Hearing and Decision on a Resolution Amending the 2017-2018 Budget to Acknowledge Unanticipated Revenues and Amend Expenditures Exceeding the Original Appropriations

The Mayor stated this would be Resolution #284-2018 if adopted. He then read the resolution into the record in its entirety. The Mayor asked if Kelly Smith had any comments regarding the Fairground revenue. Ms. Smith commented Fairground revenues were budgeted pretty well however there were way more donations to the bleachers than anticipated. The rest of the changes are mostly due to the City taking over the bookkeeping and so we kind of guessed initially.

Sheri Brown asked if the City is using the money from the General Fund to cover over expenses of the Fairgrounds. Kelly Smith answered no, they have enough cash to cover their expenses - these expenses just were not budgeted to spend that cash. Sheri Brown just wanted to ensure regular taxes were not covering these expenses, and stated it would have bothered her not to ask it even though she believed Kelly's response was going to be the answer.

Councilman Nelson made a motion to approve Resolution #284-2018, a resolution of the City Council of the City of Three Forks, Montana providing for the amendment of the fiscal year 2017-2018 budget to acknowledge unanticipated revenues and amend expenditures exceeding the original appropriations. Councilman Chancellor seconded the motion. There were no other public comments or Council discussion.

Motion Passed Unanimously.

Public Hearing and Decision on a Resolution Estimating the Amount to Levy the Assessments for the 2018-2019 Street Maintenance District No. 1

The Mayor stated this would be Resolution #285-2018 if adopted. He then read the resolution into the record in its entirety. He ensured each Council member had a copy of the exhibit showing the list of properties and what each would be taxed. Crystal Turner reported every Council member has been provided a copy as well as all resolutions and exhibits were posted on the City's website Thursday, August 9th.

Public Comment - Jerry Lehr asked where this resolution covers. Kelly Smith replied it covers all of town, except Ridge View Subdivision.

Councilman Townsend made a motion to accept a resolution of the Three Forks City Council adopting and levying and the assessments for the 2018-2019 Street Maintenance District No. 1. Councilman Nelson seconded the

**** Page 8 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

motion. Mayor Hamilton repeated this would be Resolution #285-2018. There were no other public comments or Council discussion.

Motion Passed Unanimously.

Public Hearing and Decision on a Resolution Estimating the Amount to Levy the Assessments for the 2018-2019 Street Maintenance District No. 2 (Ridge View Subdivision)

The Mayor stated this would be Resolution #286-2018 if adopted. He then read the resolution into the record in its entirety.

There was no public comment.

Councilman Nelson made a motion that we approve Resolution #286-2018, a resolution of the Three Forks City Council adopting and levying the assessments for the 2018-2019 Street Maintenance District No. 2, Ridge View Subdivision. Councilwoman Mickelberry seconded the motion. There were no public comments or Council discussion.

Motion Passed Unanimously.

Public Hearing and Decision on a Resolution Estimating the Amount to Levy the Assessments for the 2018-2019 Street Lighting District No. 1

The Mayor stated this would be Resolution #287-2018 if adopted. He then read the resolution into the record in its entirety.

Councilman Chancellor made a motion to approve Resolution #287-2018, a resolution of the Three Forks City Council adopting and levying the assessments for the 2018-2019 Street Lighting District No. 1. Councilman Townsend seconded the motion. There were no public comments or Council discussion.

Motion Passed Unanimously.

Public Hearing and Decision on a Resolution Adopting the Fiscal Year 2018-2019 Preliminary Budget

The Mayor stated this would be Resolution #288-2018 if adopted. He then read the resolution into the record in its entirety.

There was no public comment.

Kelly Smith reported the DOR Certified values were received on August 3rd and the mills were determined at \$2,381 per mill, just about \$86 more per mill. We have determined the total mills to be levied at 146.28 which is

**** Page 9 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

just slightly less than last fiscal year, but it turns out to be more money since the value of each mill increased.

Councilman Nelson moved to approve Resolution #288-2018, a resolution of the City of Three Forks, Montana, adopting the preliminary budget for fiscal year 2018-2019. Councilwoman Whitesitt seconded the motion.

Gene Townsend asked if he had changes to make to the Trails budget, when those would be due by. Kelly Smith responded all changes would need to be submitted prior to the final adoption resolution, which has been scheduled for August 28th.

Motion Passed Unanimously.

REPORT OF OFFICERS

City Treasurer Kelly Smith reported on a number of budget items: in regards to the Street Sweeper she has budgeted 25% of available funds from Gas Tax (Fund #2820) and the rest from the General Fund (Fund #1000). She asked if the Council wished to use General Fund or if the Council would rather take some out of the Streets Capital Improvement Fund (CIF). Teri Whitesitt asked what priority number from the adopted Capital Improvement Plan was the sweeper's priority? Crystal Turner said she would look up.

Kelly continued while Crystal looked that up, she has budgeted the Fire Hall remodel to be spent with money out of the Fire Capital Improvement Fund (CIF), but it also could come out of the General Fund. Also, she has not budgeted any spending out of any of the Impact Fee funds.

Kelly continued with her questions regarding the cash report presented in the Budget packet. She would like the Council to consider taking around \$250,000-300,000 and moving it to a different account "on paper" for a "depreciation account" rather than sitting in "operations". She believed that was the original intent for the depreciation account #102240 but it has not had any money transferred into the account recently so we have money set aside for future projects/improvements. Kelly also suggested the Council consider this same movement of money in the Sewer Fund, so that we can show on paper we are saving for those emergencies or future projects. Gene Townsend agreed and said if the City had to do any major work or drill a new well, we would probably have to spend roughly \$250,000.

Crystal Turner reported the sweeper was tenth on the Capital Improvement Plan list.

**** Page 10 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

Kelly Smith continued, as Crystal Turner had brought up during Budget Committee work sessions, with the addition of the dock perhaps Parks-Tree account could be used to create some shaded areas, perhaps something covered, or even a sandy beach since the park is getting so much use.

Also, she asked the Council if she can change the raises in the system before Friday's payroll is processed to eliminate more work to perform retro-pay - but it does not really matter, it is just a request. Susan Swimley understands Kelly's request to simplify payroll, but she does not understand how the City can enact a raise, when the raise has not been approved.

Gene Townsend agreed with providing more shaded areas around the pond including the handicap accessible bench already out there. It would be a nice addition to have more shaded areas to sit.

Dennis Nelson asked regarding Kelly's question on how to budget the street sweeper. Kelly clarified she was asking the Council to budget \$44,000 out of the Gas Tax, and the rest of the cost approximately \$116,000 to be from the General Fund. Or the Council could opt to use Streets CIF for a portion of the \$116,000. Dennis would prefer using the General Fund as opposed to facing an overage of reserves.

Kelly asked about Fire Department improvements: would the Council like this to come out of the General Fund or Fire CIF? Teri Whitesitt thought the Council had already decided this should be paid for out of the Fire CIF. Dennis and George thought they had always been under the impression the General Fund would be used. The Mayor would personally like to see improvements for the Fire Hall to come out of the General Fund. He hates to use reserves unless we have to. Kelly will edit the budget to reflect this change.

Kelly reported she has not put anything in any of the impact fee budgets as she has not heard of any needs or purchases. The Council agreed.

Currently the Public Works guys get a clothing allowance, but it is inconsistent. Upon review of three decades of City Council minutes Crystal Turner only found the Council to state a \$150 allowance for each police officer. Nothing was decided on the record for Public Works employees. Teri Whitesitt is not supportive of just jeans and t-shirts - and added she does not receive anything for her job, nor do any other

**** Page 11 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

employees get any allowance to purchase clothes to perform their jobs. Is it normal for cities to pay for clothing allowances? Crystal said yes, as most cities provide some sort of personal protective equipment, or if the job required steel-toed shoes the job would pay for those (or a portion of the shoes) since they would only be used to perform the job. It is assumed this is where the clothing allowance began for the Public Works employees, but we cannot prove that or find any other documentation regarding it. Gene Townsend explained he believed the City started paying for clothing when it was ruined, for example from an oil stain while working on equipment or ripped while performing work duties. Teri asked what the average reimbursement has been. Crystal said roughly \$150-200 has spent/year/person but not always requested for reimbursement. Dennis Nelson would be supportive of a \$150 cap, not including the coveralls the City already provides each month. Kelly said she will amend the budget to allow for a clothing allowance out of existing cash with a cap of \$150/public works employee as required for the job. Crystal Turner will amend the salary resolution to include this language.

Other reports, not related to the budget, Kelly informed the Council of the League of Cities & Towns convention to be held September 26-28, 2018, in Butte. She knows both Gene and Ed want to go. Does anyone else? (No one replied.)

Kelly then read Ralph Johnson's resignation letter as the City's Planner. Ralph took the liberty to recruit a planning consultant from Bozeman, Randy Carpenter who has since submitted his resume and cover letter. Acceptance of the resignation will be on the 8/28/2018 agenda.

Kelly also reported on the Zoning & Planning Board's discussion regarding a fence ordinance. The original draft was a page long, and the Board has reduced it to one sentence, "no razor wire, barbed wire or above-ground electric fencing". It would be very hard to administer for City Hall if an ordinance was more than that. The Council asked if it needed to make a decision on this tonight. Crystal Turner answered no, she has drafted an ordinance but wanted to make sure the Council would be supportive to hold the hearings prior to her sending notice to the newspapers. The Council was supportive to hold the first reading of the draft ordinance on August 28th. Gene Townsend asked if existing electric fencing would have to be removed if an ordinance was passed. Susan Swimley said no, they would be grandfathered in.

**** Page 12 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

Kelly informed the Council Rick Lamb would like to add a year round sewer dump. The City has no precedent of charges for such a connection. Susan Swimley said it would be really intense effluent. Kelly asked Brent Miller to consider the DEQ requirement aspect. Rick also wants to keep the laundry area open year-round. Kelly consulted Ralph Johnson prior to his resignation and he felt Rick would have to pay the remainder of the impact fee for the water and sewer connection in order to be open year-round. The ordinance would have to be amended to include a sewer dump in our fee structure if the Council wished. George Chancellor asked Kelly to confirm if the Council gave Mr. Lamb a substantial break on impact fees because of no laundry. Kelly replied Rick had not wanted to put in laundry in the original plan, but since then he has installed four washers and four dryers, which Laundromats are allowed in his Neighborhood Highway Business zoning. However, per his flood permit the campground cannot be open year-round. The Council asked what other communities charge for sewer dumps. The Clerks did not have an answer at this time. Teri Whitesitt asked about a church having a RV dump. Crystal informed the Council she drafted a letter, which Susan approved, to send to the church reminding them their RV dump is not for public dumping and only to allow camping in extreme situations and only for a period of up to two weeks. Mayor Hamilton asked the Ordinance Committee to work on and come up with a fee for RV campgrounds and RV dump stations.

City Clerk Crystal Turner reported to the Council of another invitation from the Northern Rocky Mountain Economic Development Council who plans to hold a meeting at First Community Bank on August 23rd, 2018, regarding looking out for business opportunities within Three Forks. If any elected officials wish to be the representative please let Crystal know, otherwise staff will attend. Crystal also reported on the invitation to the Bozeman Area Resilience Summit to be held August 29th, 2018, at the Bozeman Library to discuss vulnerabilities and strengths of the Bozeman-area community as they relate to resilience challenges.

Lastly, Crystal distributed the draft fee schedule based on ordinances which define fees or state the fee will be established via resolution. This resolution is scheduled to be read at the August 28th, 2018, Council meeting and she asked the Council to think about the items highlighted on the handout for fees to be set. These have not been brought up in the past.

Susan Swimley reported the Law Enforcement contract and addendum will be before the County Commission next Tuesday, she believed. There is also an

**** Page 13 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

addendum to the contract for the negotiated ordinances to be enforced as well as hours of coverage.

REPORT OF COUNCIL COMMITTEES

There were no Council Committees to report.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Request for Road Closure of West Elm Street from the Alley Between Main Street and 1st Avenue West to 1st Avenue West due to Construction on September 10-11, 2018

Dennis Nelson, project manager for Chris Lien, said he needs some flexibility on that date. The street will be closed for one, possibly two days, with a crane on site. It may be September 5th or 8th, they are still pouring concrete for floors at the moment. First Security Bank would still have access near its ATM and main door, as well as through their alley. It is a scheduling issue for Dennis right now. Depending on where the crane is setup, it may not be required at all to close the street if it can remain on the property. However, to be safe, he would request a couple days and can provide 48-hours notice.

Councilman Townsend moved to allow the road closure of West Elm Street from the Alley Between Main Street and 1st Avenue West to 1st Avenue West, with the approximate dates of the 10th and 11th, but if that doesn't work Denny will give 48-hours notice of the days it shall happen on.

Councilman Chancellor seconded the motion. There was no public comment or Council discussion.

Motion Passed 5:0 - Dennis Nelson abstained as project manager.

Discussion Regarding Zoning & Planning Board's Recommendation to Adopt an Ordinance Which Would Disallow Certain Types of Fencing in the Residential District

Discussed in Kelly Smith's report.

PUBLIC COMMENTS/CONCERNS (not on the agenda)

There were no public comments or concerns for items not on the agenda.

**** Page 14 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

MAYOR & COUNCIL ANNOUNCEMENTS

Gene Townsend reported he had received an email from Matt Kelley, County Health Director. It asked him for a letter of support with changes for "Tobacco Free Montana" to include vaping products. He plans write a letter as a citizen, not a council member. Steven Hamilton would like to collaborate a letter as a teacher, not as the Mayor. Gene also commended the Streets Department on the work accomplished with the chip seal project. Kelly Smith added it came in \$10,000 under the bid too!

Mayor Hamilton reminded all school begins next week. Mr. Helvik will be at the next Council meeting requesting street closure for the homecoming parade and possibly a request for bonfire, assuming approval by our Fire Chief.

Saturday was extremely hot, and our fire department, Willow Creek, Clarkston Fire all were utilized. Our Fire Department alone had five calls in one hour. They did an amazing job. The Mayor publically thanked the Fire Department Volunteers.

AGENDA ITEMS FOR NEXT COUNCIL MEETING: 8/28/2018

- Public Hearing and Decision on a Resolution Adopting a Fee Schedule
- Public Hearing and Decision on a Resolution Setting the Additional Processing Fee for Payment via Debit or Credit Cards
- Public Hearing and Decision on a Resolution Appointing Officers and Setting Salaries for FY18/19
- Public Hearing and Decision on a Resolution Adopting the Final Budget for Fiscal Year 2018-2019
- First Reading of an Ordinance Regarding Fencing
- Accept Ralph Johnson's resignation letter as City Planner
- Approval to Appoint Randy Carpenter as City Planner

ADJOURNMENT

Mayor Hamilton asked if there was any other item to come before the Council tonight and if not for a motion to adjourn. Councilman Nelson moved to adjourn. Councilwoman Whitesitt seconded the motion. There was no public comment.

Motion Passed Unanimously. (8:55 P.M.)

**** Page 15 ** A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL OF THE
CITY OF THREE FORKS, MONTANA, AUGUST 14TH, 2018**

Steven B. Hamilton, Mayor

Crystal Turner, City Clerk