



**AGENDA
CITY OF LAUREL
CITY COUNCIL WORKSHOP
TUESDAY, APRIL 09, 2019
6:30 PM
COUNCIL CHAMBERS**

Public Input: *Citizens may address the Council regarding any item of City business that is not on tonight's agenda. The duration for an individual speaking under Public Input is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda. If a citizen would like to speak or comment regarding an item that is on tonight's agenda, we ask that you wait until the agenda item is presented to the Council by the Mayor and the public is asked to comment by the Mayor. Once again, each speaker is limited to three minutes.*

Be advised, if a discussion item has an upcoming public hearing, we would request members of the public to reserve your comments until the public hearing. At the public hearing, the City Council will establish an official record that will include all of your comments, testimony and written evidence. The City Council will base its decision on the record created during the public hearing. Any comments provided tonight will not be included in the record or considered by the City Council.

General Items

1. [Appointment](#) of Travis Pitts to Police Captain.

Executive Review

2. [Resolution](#) - A Resolution Of The City Council Requesting Distribution Of Bridge And Road Safety And Accountability Program Funds.

Council Issues

3. [Ordinance](#) 19-01: An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law. (First Reading _____, Second Reading _____)
4. Resolution R19-07: A Resolution Of The City Council Authorizing The Developer Of Iron Horse Station Subdivision To Install A Stormwater Pond Within Dedicated Parkland Within The Subdivision Pursuant To LMC 16.40.040.

Other Items

Review of Draft Council Agendas

5. Draft Council Agenda 4.16.2019

Attendance at Upcoming Council Meeting

Announcements

6. April 2019 Employee Recognition

Employee:

Bruce Lefler	38 years on the 6 th	City Shop
Tim Reiter	33 years on the 2 nd	WTP
Kelly Strecker	14 years on the 11 th	City Clerk
Brenda Sell	14 years on the 28 th	Police
Jodi Kinn	2 years on the 24 th	Police

Volunteers:

Kent Kulesa	22 years on the 1 st	Fire
Henry Fox	8 years on the 5 th	Fire
Jason Molm	8 years on the 5 th	Fire
Miquel Hernandez	4 years on the 1 st	Fire

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LAUREL POLICE DEPARTMENT

215 West 1st Street, Laurel, MT 59044 Phone: 406-628-8737 Fax: 406-628-4641

Chief of Police Stanley J Langve

April 3rd 2019

To: Mayor Tom Nelson

From: Chief Stanley J Langve

Re: Promotion of Travis Pitts to Captain

Dear Sir,

This letter is to recommend the promotion of Travis L Pitts to the position of Captain.

On March 22nd 2019 I posted a notice to the members of the Laurel Police Department, requesting letters of interest for the position of Captain. Letters of interest were to be turned into the Office of the Chief of Police by April 2nd at 0800 Hours. I received one letter of interest and that was from Travis Pitts.

Travis began his Law Enforcement career in April of 1988 as a Reserve Deputy with the Carbon County Sheriffs Department. After receiving his Bachelor Degree in Criminal Justice, Travis was hired as a Deputy Sheriff with Carbon County in July of 1993.

Travis came to the City of Laurel Police Department November 13th 1996 and worked as a patrolman until August of 2003 when he was assigned as a member of the Eastern Montanan High Intensity Drug Trafficking Area Task Force for a year and a half. He was then assigned as a Task Force Officer with Drug Enforcement

Administration for 11 years. During this time Travis served with distinction and was highly regarded amongst his peers, receiving the Task Force Officer of the year for 2010 in the Rocky Mountain Division.

In April of 2016 Officer Pitts returned to patrol and worked all shifts. During this time, he worked closely with now retired Captain Mark Guy, learning the requirements and duties of the Captains position. Upon my assumption of the Chiefs duties in November of 2018, Travis has served as acting Captain. He has excelled at this position. Travis has over 1,200 hours professional development P.O.S.T certified training and possesses his Advanced Certificate. Travis's training covers a large scope of law enforcement areas to include leadership training.

Travis Pitts is highly respected amongst his peers in the Law Enforcement Community and especially amongst his co-workers. Travis has shown himself to be an excellent Officer and leader, whose character, ethics, and judgment are superior.

It is with highest regard that I recommend Travis L Pitts be promoted to the position of Captain of the Laurel Police Department.

Sincerely,

Stanley J Langve

Chief of Police

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Item Attachment Documents:

Resolution - A Resolution Of The City Council Requesting Distribution Of Bridge And Road Safety And Accountability Program Funds.

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DATES TO REMEMBER

RESOLUTION NO. R19-__

**A RESOLUTION OF THE CITY COUNCIL REQUESTING DISTRIBUTION OF
BRIDGE AND ROAD SAFETY AND ACCOUNTABILITY PROGRAM FUNDS.**

WHEREAS, the Bridge and Road Safety and Accountability Account requires the Montana Department of Transportation to allocate accrued funds to cities, towns, counties, and consolidated city-county governments for construction, reconstruction, maintenance, and repair of rural roads, city or town streets and alleys, bridges, or roads and streets that the city, town, county, or consolidated city-county government has the responsibility to maintain; and,

WHEREAS, a city, town, county, or consolidated city-county government that requests funds under the Bridge and Road Safety and Accountability Account must match each \$20 requested with \$1 of local government matching funds; and,

WHEREAS, a city, town, county, or consolidated city-county government requesting distribution of allocated funds may make such a request to the Department of Transportation between March 1 and November 1 of the year the funds were allocated; and,

WHEREAS, the project(s) the City of Laurel intends to fund is a city-wide street maintenance project and the local match for the allocated funds has been budgeted from fund 2500 – Street Maintenance Fund.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council, on behalf of the City of Laurel, hereby requests distribution of its share of the allocated Bridge and Road Safety and Accountability funds to be used for the project identified herein.

2. That the Council hereby authorizes the Clerk/Treasurer, Bethany Langve, to execute such further documents as may be necessary to facilitate the distribution of said funds.

PASSED and APPROVED by the City Council of the City of Laurel this __ day of _____ 2019.

APPROVED by the Mayor this __ day of _____ 2019.

CITY OF LAUREL

Thomas C Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam Painter, Civil City Attorney

Item Attachment Documents:

Ordinance 19-01:

An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law. (First Reading _____, Second Reading _____)

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ORDNANCE NO O19-01

AN ORDINANCE AMENDING TITLE 2, CHAPTERS 2.08, 2.12, AND 2.60 OF THE LAUREL MUNICIPAL CODE FOR THE PURPOSE OF CLARIFYING THAT CURRENT CITY EMPLOYEES ARE NOT ELIGIBLE TO SERVE AS MEMBERS OF CITY COMMITTEES AND COMMISSIONS OR TO SERVE AS ELECTED CITY OFFICERS IN ACCORDANCE WITH MONTANA LAW.

WHEREAS, the City Council desires to keep the Laurel Municipal Code current by modifying and updating chapters, sections and subsections to address situations and problems within the City and to remain in accordance with Montana law; and

WHEREAS, Montana law specifically prohibits employees of a city, town or county from serving in elected positions since the positions of employees and elected officials are incompatible as a matter of law; and

WHEREAS, the City of Laurel's LMC requires an amendment to clarify the Montana law as related to the doctrine of incompatible positions to avoid future issues; and

WHEREAS, upon request of the Mayor, the ordinance amendments were prepared to be adopted and incorporated into the existing Title 2 as noted herein and the Mayor hereby recommends the same to the City Council for their full approval as follows:

2.08.240 Standing committees.

At the first regular meeting of the council, after the first Monday in January following a city election, the mayor shall appoint standing committees as follows:

- A. Public Works;
- B. Budget and Finance;
- C. Emergency Services;
- D. Human Relations.

Each committee shall consist of not more than four councilpersons and such other private individuals as the mayor shall appoint. All appointments shall be approved by a majority of the council.

City employees are not eligible to serve as members on City Standing committees. (Ord. 99-24, 1999; Ord. 1012, 1992; prior code § 2.12.170)

2.08.250 Special committees.

The mayor shall from time to time appoint such other standing or temporary committees of the council as shall be authorized, for any purpose by a majority vote of the council. City employees are not eligible to serve as members on City Special committees. (Prior code § 2.12.180)

2.12.020 Elective and appointive offices.

The elective ~~officers~~ offices of the city consist of one mayor, two aldermen from each ward, and one city judge, who must be elected by the qualified electors of the city as provided in M.C.A. § 7-4-4102. There may also be appointed offices that are appointed by the mayor, with the advice and consent of the council, one city clerk-treasurer, who is ex officio city assessor, director of public works, assistant director of public works, engineer, maintenance director, public utilities director, and any other officer necessary to carry out the provisions of this title. The city council may prescribe the duties of all city officers and fix their compensation subject to the limitations contained in the city ordinances and state law. (Ord. 02-7, 2002; Ord. 97-2 § 1, 1997; Ord. 1000, 1991; prior code § 2.04.020)

2.12.030 Eligibility to elective office.

No person is eligible to any elective office who is a current employee of the city, not a citizen of the United States and who has not resided in the city or an area which has been annexed thereto for at least two years immediately preceding his election and who is not a qualified elector thereof. (Prior code § 2.04.030)

2.60.100 Police commission—Appointment—Terms and conditions of office.

The mayor shall nominate, with the consent of the council, three residents of the city, who shall have the qualifications required by law to hold a city board to be known by the name of “police commission,” and who shall hold office for three years. City employees and individuals serving in city elected offices are not eligible to serve as Police commission members. One member of such board must be appointed annually at the first meeting of the council in May of each year. (Prior code § 2.20.150)

This Ordinance shall become effective thirty (30) days after final passage by the City Council and approved by the Mayor.

Introduced and passed on first reading at a regular meeting of the City Council on _____, 2019, by Council Member _____.

PASSED and ADOPTED by the Laurel City Council on second reading this _____ day of April upon motion of Council Member _____.

APPROVED BY THE MAYOR this 2nd day of April 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

Item Attachment Documents:

4. Resolution R19-07: A Resolution Of The City Council Authorizing The Developer Of Iron Horse Station Subdivision To Install A Stormwater Pond Within Dedicated Parkland Within The Subdivision Pursuant To LMC 16.40.040.

RESOLUTION NO. R19-07

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE DEVELOPER OF IRON HORSE STATION SUBDIVISION TO INSTALL A STORMWATER POND WITHIN DEDICATED PARKLAND WITHIN THE SUBDIVISION PURSUANT TO LMC 16.40.040.

WHEREAS, pursuant to LMC 16.40.040 the City Council may authorize the construction or installation of stormwater ponds within public parkland if the stormwater pond constitutes an amenity to the park; and

WHEREAS, the developer of Iron Horse Subdivision requested permission to install a stormwater pond within the subdivision which will subsequently be utilized as an amenity as future development occurs; and

WHEREAS, the City's Park Board considered the request and has approved such request, and further recommends approval of the same by the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana, that the City Council hereby approves the installation and/or construction of a stormwater pond in the parkland area as described and shown on the attached exhibits which are attached hereto and by this reference made a part of this resolution.

Introduced at a regular meeting of the City Council on March 19, 2019, by Council Member

_____.

PASSED and APPROVED by the City Council of the City of Laurel this 19th day of March 2019.

APPROVED by the Mayor this 19th day of March 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

RESOLUTION NO. R19-07

A RESOLUTION OF THE CITY COUNCIL PROVIDING CONDITIONAL AUTHORIZATION TO THE DEVELOPER OF IRON HORSE STATION SUBDIVISION FOR THE INSTALLATION OF A STORM WATER POND ON DEDICATED PARKLAND WITHIN THE SUBDIVISION PURSUANT TO LMC 16.40.040.

WHEREAS, pursuant to LMC 16.40.040 the City Council may authorize the construction or installation of storm water ponds within public park land if the storm water pond constitutes an amenity to the park; and

WHEREAS, the developer of Iron Horse Subdivision requested permission to install a storm water pond to handle storm water runoff within the subdivision to protect the health, safety, and welfare of the homeowners in the development; and

WHEREAS, the parkland identified for the location of the proposed storm water pond is currently a natural and undeveloped nature area and the City Council desires the area to remain substantially unchanged after the installation is complete; and

WHEREAS, the parkland identified by the developer appears to include a portion that may constitute a wetland which would require the approval of federal agencies in addition to city and state departments and agencies; and

WHEREAS, the City Council's authorization granted herein is subject to the reasonable conditions imposed by this resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana, that the City Council hereby approves the installation of a storm water pond, on the parkland located in Iron Horse Station Subdivision which is identified on the attached map and such map is incorporated herein as part of this resolution, subject to the following conditions:

1. The Developer shall obtain all required permits and authorizations from all state and/or federal agencies or departments having jurisdiction over the area and proposed project;
2. The City's Public Works Department and on-call engineering firm (KLJ) must approve the design prior to commencing work on the installation;
3. The City's Public Works Department and on-call engineering firm (KLJ) shall ensure the design and installation complies with the intent of the City Council expressed within this resolution prior to approving the project on the City's behalf; and
4. The design and installation must comply with all applicable Montana Public Works Standards which have been adopted by the City.

Introduced at a regular meeting of the City Council on April 2, 2019, by Council Member

_____.

PASSED and APPROVED by the City Council of the City of Laurel this 2nd day of April 2019.

APPROVED by the Mayor this 2nd day of April 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

Item Attachment Documents:

Draft Council Agenda for April 16, 2019.

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**AGENDA
CITY OF LAUREL
CITY COUNCIL MEETING
TUESDAY, APRIL 16, 2019
6:30 PM
COUNCIL CHAMBERS**

NEXT RES. NO.
R19-12

NEXT ORD. NO.
O19-02

WELCOME . . . By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, the City Council has specified times for citizen comments on its agenda -- once following the Consent Agenda, at which time citizens may address the Council concerning any brief community announcement not to exceed one minute in duration for any speaker; and again following Items Removed from the Consent Agenda, at which time citizens may address the Council on any matter of City business that is not on tonight's agenda. Each speaker will be limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council. Citizens may also comment on any item removed from the consent agenda prior to council action, with each speaker limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council. If a citizen would like to comment on an agenda item, we ask that you wait until the agenda item is presented to the Council by the Mayor and the public is asked to comment by the Mayor. Once again, each speaker is limited to three minutes.

Any person who has any question concerning any agenda item may call the City Clerk-Treasurer's office to make an inquiry concerning the nature of the item described on the agenda. Your City government welcomes your interest and hopes you will attend the Laurel City Council meetings often.

Pledge of Allegiance

Roll Call of the Council

Approval of Minutes

1. Approval of Minutes of April 2, 2019.

Correspondence

2. Chamber of Commerce minutes of February 14, 2019; Laurel Chamber of Commerce agenda of March 14, 2019.

Council Disclosure of Ex Parte Communications

Public Hearing

Consent Items

NOTICE TO THE PUBLIC

*The Consent Calendar adopting the printed Recommended Council Action will be enacted with one vote. **The Mayor will first ask the Council members if any Council member wishes to remove any item from the Consent Calendar for discussion and consideration.** The matters removed from the Consent Calendar will be considered individually at the end of this Agenda under "Items Removed from the Consent Calendar." (See Section 12.) The entire Consent Calendar, with the exception of items removed to be discussed under "Items Removed from the Consent Calendar," is then voted upon by roll call under one motion.*

3. Claims for the month of April 2019.
4. Clerk/Treasurer Financial Statements for the month of March 2019.
5. Approval of Payroll Register for PPE ____ totaling \$____.
6. Receiving the Committee/Board Minutes into the Record.
Budget/Finance Minutes Committee minutes of April 2, 2019.
Council Workshop minutes of April 9, 2019.
Park Board minutes of April 4, 2019.

Ceremonial Calendar

Reports of Boards and Commissions

Audience Participation (Three-Minute Limit)

Citizens may address the Council regarding any item of City business that is not on tonight's agenda. Comments regarding tonight's agenda items will be accepted under Scheduled Matters. The duration for an individual speaking under Audience Participation is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda.

Scheduled Matters

7. Mayor's appointment of Travis Pitts as Police Captian for the Laurel Police Department.
8. Resolution No. R19-__: A Resolution Of The City Council Requesting Distribution Of Bridge And Road Safety And Accountability Program Funds.

Items Removed From the Consent Agenda

Community Announcements (One-Minute Limit)

This portion of the meeting is to provide an opportunity for citizens to address the Council regarding community announcements. The duration for an individual speaking under Community Announcements is limited to one minute. While all comments are welcome, the Council will not take action on any item not on the agenda.

Council Discussion

Council members may give the City Council a brief report regarding committees or groups in which they are involved.

Mayor Updates

Unscheduled Matters

Adjournment

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