



# Livingston City Commission Minutes

April 20, 2021

5:30 PM

VIA Zoom

<http://us02web.zoom.us>

MEETING ID: 881 7142 6665 **Passcode: 067179** CALL IN: (669) 900-6833

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1. Call to Order

2. Roll Call: (00:01:50)

Commissioners in attendance: Dorel Hoglund, Quentin Schwarz, Friedman, Mabie and Nootz.

Staff in attendance: Michael Kardoes, Faith Kinnick, Courtney Lawellin, and Mathieu Menard.

3. Public Comment: (00:02:16) None

4. Consent Items: (00:03:28)

**A. APPROVE MINUTES FROM APRIL 6, 2021 REGULAR MEETING.**

**B. RATIFY CLAIMS PAID 04/01/2021-04/15/2021.**

**C. APPROVE LINDIE GIBSON'S APPLICATION FOR VACANCY ON THE HISTORIC PRESERVATION COMMITTEE, TO SERVE A (3) THREE-YEAR TERM.**

**D. APPROVE TYLER ERICKSON'S APPLICATION TO SERVE ON THE LIVINGSTON BUSINESS IMPROVEMENT DISTRICT, TO SERVE ANOTHER FOUR (4) YEAR TERM.**

- Schwarz motioned for approval of items A-D, second by Friedman.
  - All in favor, passes 5-0.

5. Proclamations:

6. Scheduled Public Comment:

7. Public Hearings: (00:04:40)

**A. ORDINANCE NO. 3005: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE LIVINGSTON MUNICIPAL CODE, TO MODIFY ANY AND ALL MASCULINE AND/OR FEMININE LANGUAGE TO GENDER NEUTRAL PRONOUNS.**

- Kardoes gave opening statement
- No Public Comment
- Nootz asked clarifying questions of Courtney (00:07:08)
- Courtney answered (00:07:21)
- Hoglund made comments (00:08:13)
- Friedman motioned for approval, second by
  - All in favor, passes 5-0.

**B. RESOLUTION NO. 4948: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS CONTIGUOUS TO THE CITY OF LIVINGSTON AND INCLUDE THE PROPERTY BETWEEN NORTH O STREET AND THE RIVER TO INCLUDE KPRK RADIO STATION. (00:09:47)**

- Kardoes gave opening statement
- Nootz asked clarifying question (04:14:13)
- Kristen Galbraith made public comment (00:16:47)
- Chris Benden made public comment (00:19:49)
- Steve Woodruff made public comment (00:24:25)
- Dave Amsk made public comment (00:29:13)
- Lynn Coffman made public comment (00:30:24)
- Karl Knuchel made comment (00:31:53)
- Mark Hartwig made public comment (00:32:43)
- Mabie asked clarifying questions of Courtney Lawellin (00:35:38)
- Kardoes answered questions (00:36:40)
- Mabie asked additional questions of Kardoes (00:39:42)
- Kardoes answered (00:40:12)
- Nootz asked clarifying questions of Kardoes and Courtney Lawellin (00:42:30)
- Courtney Lawellin answered (00:44:00)
- Nootz asked additional questions of Kardoes (00:51:33)
- Kardoes answered (00:51:51)
- Hogle asked clarifying questions of Kardoes (01:00:40)
- Kardoes answered (01:01:17)
- Hogle asked clarifying questions of Courtney Lawellin (01:05:10)
- Courtney answered (01:06:15)
- Mathieu Menard made clarifying statements (01:15:45)
- Kardoes gave additional information on the plume (01:22:49)
- Hogle asked for a map of the flood plain from Kardoes (01:26:40)
- Mathieu Menard made comments on flood plain (01:27:00)
- Schwarz asked clarifying questions and made comments (01:29:26)
- Courtney Lawellin added additional comments regarding Fireworks (01:32:55)
- Nootz asked if there were Septic Tanks on the properties? (01:34:43)

5 Minute recess (01:36:09)

- Nootz made additional comments (01:42:09)
- Mabie made additional comments (01:47:06)
- Schwarz made additional comments (01:49:17)
- Friedman made comments (01:50:03)
- Hogle made additional comments (01:50:39)
- Friedman made additional comments (01:53:54)
- Schwarz made additional comments (01:55:04)
- Mabie motioned for approval, second by Friedman
  - All in favor, passes 5-0.

8. Ordinances: (01:59:03)

**A. ORDINANCE NO. 3006: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, REQUIRING ALL BUILDINGS TO COMPLY WITH THE BUILDING CODES AND AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ADOPTING BY REFERENCE THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC) AND DELETING SECTION 6-55 OF THE LIVINGSTON MUNICIPAL CODE.**

- Kardoes gave opening statement
- No Public Comment
- Schwarz made comment (02:02:20)
- Nootz made comment (02:02:08)
- Friedman motioned for approval, second by Mabie
  - All in favor, passes 5-0.

9. Resolutions: (02:03:58)

**A. RESOLUTION NO. 4958: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN A SUB-RECIPIENT AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND WITH THE PARK COUNTY MSU EXTENSION OFFICE.**

- Kardoes gave opening statement
- Katie Weaver made comments (02:06:00)
- Nootz made comments (02:07:21)
- Hogle made comments (02:08:19)
- Friedman motioned for approval, second by Schwarz
  - All in favor, passes 5-0.

10. Action Items: (02:09:55)

**A. DISCUSS/APPROVE/DENY: PROPOSAL FROM MSU EXTENSION TO ADD AN ECONOMIC DEVELOPMENT AGENT TO RESPOND TO THE COMMUNITY BUSINESS NEEDS CREATED BY COVID-19.**

- Kardoes gave opening statement
- MaryAnne Keyes made comments (02:14:11)
- Nootz asked clarifying questions (02:16:32)
- Vicki Petry made public comment (02:19:00)
- Kristen Galbraith made public comment (02:20:59)
- Nootz made comments (02:23:05)
- Schwarz made comments (02:24:12)
- Friedman made comments (02:25:18)
- Mabie asked questions of Katie (02:25:58)
- Hogle made comments (02:26:29)
- Kardoes made additional clarifying comments (02:28:24)
- Schwarz motioned for approval, second by Friedman
  - All in favor, passes 5-0.

**B. DISCUSS/APPROVE/DENY: PER FUNDING FOR THE YELLOWSTONE RIVER PEDESTRIAN BRIDGE. (02:30:01)**

- Kardoos gave opening statement
- Jeanne Marie Souvigney made comment (02:33:48)
- Kristen Galbraith made comments (02:36:20)
- Andrew Mitchell made comments (02:37:46)
- Cara McNeely made comments (02:38:09)
- Erica Lighthiser made comments (02:40:57)
- Sarah Stands made comments (02:42:29)
- Mabie asked clarifying questions (02:44:31)
- Kristen Galbraith answered (02:45:11)
- Nootz made comments and asked Kardoos questions (02:46:01)
- Kardoos answered (02:46:38)
- Hogle made comments (02:48:04)
- Schwarz motioned for approval, second by Friedman
  - All in favor, passes 5-0.

**C. DISCUSS/APPROVE/DENY: REQUEST FOR FUNDING FROM EDUCATIO, INDEPENDENT SCHOOL; FOR LANDSCAPING PROJECT LOCATED AT THE HRDC COTTAGES ON RESERVOIR ST. (02:49:58)**

- Kardoos gave opening statement
- Emily Post made comments (02:51:15)
- No public comments
- Schwarz made comments (03:00:51)
- Nootz made comments (03:02:51)
- Hogle made comments (03:08:11)
- Friedman made comments (03:12:57)
- Mabie made comments (03:13:58)
- Schwarz motioned to have the City to explore other funding options for the project, Nootz amended the motion to include Friedman's recommendation to send it to the Tree Board, second by Friedman.

11. City Manager Comment: (03:18:10)

- Filled Animal Control Officer Position, and ready to schedule General Fund Work Session.
- Discussion amongst Commission about dates. Budget work session scheduled for May 3<sup>rd</sup> at 5:30 p.m. Discussed Closed session scheduled for May 10<sup>th</sup> at 5:30 p.m. and City Manager Evaluation May 25<sup>th</sup> 5:30 p.m.

12. City Commission Comments: (03:35:40)

- Discussion amongst Commission about returning to in person meetings potentially beginning on May 18<sup>th</sup>. Closed session scheduled for May 10<sup>th</sup> will also be in person.

15. Adjournment: 9:27 p.m. (03:54:29)