



Livingston City Commission Minutes

March 15, 2022

5:30 PM

VIA Zoom

<https://us02web.zoom.us/j/81261239067?pwd=bHRyN1hmL0tQcjEzSkJmbzVjdC9hQT09>

Meeting ID: 812 6123 9067 **Passcode: 090859** Call in: (669) 900-6833

1. Call to Order

2. Roll Call

In attendance: Vice-Chair Kahle, Commissioner Friedman, Commissioner Schwarz, Chair Nootz & Commissioner Lyons excused. Staff in attendance: City Manager Michael Kardoos, City Attorney Courtney Lawellin, Public Works Director Shannon Holmes, Project Manager Martha O'Rourke, HR Director Lisa Lowy and City Clerk Faith Kinnick

3. Public Comment 5:34 p.m. (00:02:10)

- George Pierce
- Amy Tippenmeyer-Stephens
- Jessie Wilcox

4. Consent Items 5:46 p.m. (00:15:45)

A. APPROVE MINUTES FROM MARCH 1, 2022 REGULAR MEETING.

B. RATIFY CLAIMS PAID 02/16/2022-03/03/2022.

C. ACCEPT CITY COURT REPORT FROM DECEMBER 2021 AND JANUARY 2022.

- Schwarz motioned to approve A-C, second by Friedman.
- All in favor, passes 3-0

5. Proclamations 5:48 p.m. (00:17:20)

A. WEEK OF THE YOUNG CHILD PROCLAMATION APRIL 2-8, 2022.

6. Scheduled Public Comment 5:51 p.m. (00:19:55)

A. JESSIE WILCOX, CHAIR OF LIVINGSTON PLANNING BOARD PRESENTS 2021 ANNUAL REPORT.

B. MATT MCGEE OF TD&H PRESENTS A PROPOSAL OF ENGINEERING SERVICES FOR THE REGIONAL SEWER EXTENSION PROJECT. 5:54 p.m. (00:23:40)

- Kardoes made opening statements
- Holmes made clarifying statements
- Matt McGee presented
- Holmes made additional comments
- Schwarz made comments
- Friedman made comments
- Kahle asked question of Holmes
- Kardoes added clarifying comments

7. Public Hearings

8. Ordinances 6:27 p.m. (00:55:23)

A. ORDINANCE NO. 3030: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND CITY ORDINANCE NO. 2041, 2049, 2055, 2098, AND 3024 AS CODIFIED BY CHAPTER 9, SECTION 242 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED TRAFFIC AND VEHICLES, BY ESTABLISHING A LOADING/UNLOADING ZONE FOR CORE CONTROL AT 116 EAST GEYSER STREET AND ESTABLISHING A PENALTY FOR VIOLATIONS THEREOF.

- Kardoes made opening statements
 - Holmes made clarifying statements
 - Motion by Friedman, second by Schwarz
 - No public comment
 - Friedman made comments
 - Kahle made comments
 - Holmes made clarifying statements
- All in favor, passes 3-0

9. Resolutions 6:31 p.m. (01:00:23)

A. RESOLUTION NO. 5024: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA TO REQUIRE THE TRAVELODGE TO CONNECT TO CITY WATER.

- Kardoes made opening statements
- Schwarz asked clarifying questions

- Kahle asked clarifying question
 - Friedman made motion to approve, second by Schwarz
 - Leslie Feigel gave public comment
 - Schwarz made comments
 - Friedman made comments
 - Kahle made comments
- All in favor, passes 3-0

B. RESOLUTION NO. 5025: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN AN ADDENDUM TO THE PROFESSIONAL SERVICES AGREEMENT WITH THOMAS, DEAN & HOSKINS, INC. (TD&H ENGINEERING) EXTENDING THEIR CONTRACT FOR 2 YEARS, ENDING JUNE 30, 2024. 6:41 p.m. (01:10:20)

- Kardoes made opening statements
 - No Commission questions
 - Friedman motioned to approve, second by Schwarz
 - No public comment
 - Schwarz made comments
 - Kahle made comments
- All in favor, passes 3-0

10. Action Items 6:46 p.m. (01:14:52)

A. DISCUSS/APPROVE/DENY: MEMBERSHIP TO SERVE ON THE GUIDING PRINCIPALS STRATEGIC PLAN COMMITTEE.

- Kardoes made opening statements
- James Willich made comment
- Christina Nelson made comment
- Patricia Grabow made comment
- Thomas Bluerock made comment
- Wyeth Windham made comment
- Schwarz made comments
- Friedman made comments
- Kahle asked clarifying question's
- Schwarz motioned to approve Willich, Bluerock and Windham to Guiding Principles Strategic Plan Committee, second by Kahle.

- No public comments
- Schwarz asked clarifying questions
- Kahle called for additional discussion
- Friedman stated he'd like to see Willich, Windham & Nelson serve on the Committee.
- Schwarz reminded Friedman Nelson is a county resident
- Friedman withdrew, concurs with Schwarz motion.
- Kahle concurs
- All in favor, passes 3-0.
- Kahle would like to table appointing City Commissioners to serve on the board until the next meeting. Schwarz, and Friedman concur.

(10-minute recess 7:07 p.m. back in session (01:37:46))

B. DISCUSS/APPROVE/DENY: RESOLUTION NO. 5027, CREATING AD-HOC COMMITTEE FOR ARPA FUND DISTRIBUTION. 7:18 p.m. (01:37:30)

- Kardoos made opening statements
- Schwarz made comments
- Friedman made comments
- Schwarz suggested 3 citizens-2 Commissioners like we did with Strategic Plan Committee
- Friedman concurs with Schwarz
- Kahle concurs
- Kardoos suggested "ARPA Visioning Committee"
- Schwarz made motion to approve Resolution No. 5027 consisting of 3 citizens, 2 City Commissioners, titled ARPA Visioning Committee, second by Friedman.
- No public comment
- No further commission discussion
- All in favor, passes 3-0.

C. DISCUSS: CITY COMMISSIONER TO SERVE ON CITY-COUNTY JOINT AIRPORT BOARD. 7:27 p.m. (01:47:07)

- Kardoos made opening statements
- Schwarz made comments, stated City/County Compact needs re-written first.
- Friedman asked clarifying questions

- Kahle made comments, would like to see Mr. Whitman's report from the City/County Airport Board.
- Schwarz made additional comments
- Kardoes made additional comments

D. DISCUSS: DETERMINE CITY/COUNTY JOINT COMPACT APPROVAL METHOD. 07:35 p.m. (01:55:19)

- Kardoes made opening statements suggested joint meeting with the County Commissioners
- Friedman made comments
- Schwarz made comments
- Kahle concurs, suggested Doodle Poll

E. DISCUSS: STREET LIGHT MAINTENANCE DISTRICT ASSESSMENT METHOD. 7:41 p.m. (02:00:39)

- Kardoes explained current assessment method and possible future methods
- Schwarz asked questions
- Friedman asked questions
- Kahle made comments
- Schwarz made additional comments

F. DISCUSS: SCHEDULE CITY MANAGER ANNUAL EVALUATION. 7:56 p.m. (02:08:35)

- Kardoes made opening statements
- Kahle made additional comments
- Kahle made reminder to Commissioners to complete Doodle Poll

G. (*FROM ADDENDUM*) DISCUSS: CITIZEN REQUEST TO FLY THE FLAG OF UKRAINE AT LIVINGSTON CITY HALL IN SUPPORT OF THE CITIZENS AND A PROCLAMATION OF THE CITY COMMISSION IN SUPPORT OF THE CITIZENS OF UKRAINE. 7:59 p.m. (02:18:04)

- Kardoes made opening statements
- Friedman made comments
- Schwarz made comments
- Kahle made comments
- Lawellin made comments

- Schwarz made motion to approve the proclamation (no second)
- Kahle asked clarifying question
- Kardoes advised final proclamation will come before them during the April 5th meeting.

11. City Manager Comments 8:12 p.m. (02:31:40)

- Talked about the Mach 2022 City Newsletter
- Invisible City Podcast should be up and rolling next week
- Out of the office next week

12. City Commission Comments 8:12 p.m. (02:32:30)

13. Adjournment 8:14 p.m. (02:34:00)

Public in virtual attendance

1. Amy Tippenmeyer-Stephens
2. George Pierce
3. James Willich
4. Jessie Wilcox
5. Kathy's iPad
6. Manny Goetz
7. Patricia Grabow
8. Wyeth Windham
9. Leslie Fiegle
10. Patti Smith
11. Livingston Enterprise
12. Christina Nelson
13. Call in User 946-1572
14. Thomas Bluerock
15. Brittany Bont
16. Deborah Monaghan
17. "AKW"
18. Call in User