



Livingston City Commission Minutes

May 04, 2021

(Tech troubles) started at 5:51PM

Via Zoom Meeting: ID:
885 2666 8435

1. Call to Order

2. Roll Call

Commissioners in attendance: Dorel Hoglund, Quentin Schwarz, Mel Friedman, Warren Mabie, and Melissa Nootz. Staff in attendance: Michael Kardoos, Faith Kinnick, Lisa Lowy, Courtney Lawellin, Mathieu Menard, and Shannon Holmes.

3. Public Comment (00:01:26)

- Clay Bolt of Livingston Parks and Trails Committee, made public comment
- Patricia Grabow made public comment (00:05:30)

4. Consent Items (00:10:23)

A. APPROVE MINUTES FROM APRIL 20, 2021 REGULAR COMMISSION MEETING.

B. RATIFY CLAIMS PAID 04/15/2021-04/29/2021.

C. ACCEPT JUDGE'S MONTHLY REPORT MARCH 2021.

D. ACCEPT 3RD QUARTER FUND SUMMARY FROM CITY FINANCE DIRECTOR.

- Schwarz motioned for approval of items A-D, seconded by Mabie.
- Nootz asked a question regarding the new minute
 - All in favor, passes 5-0.

5. Proclamations

6. Scheduled Public Comment (Had tech trouble, will reschedule)

A. BOB CHURCH, OF GREAT WEST ENGINEERING, PRESENTS THE 2021 GREEN WASTE STUDY FINDINGS AND RECOMMENDATIONS.

7. Public Hearings

8. Ordinances (00:14:52)

A. ORDINANCE NO. 3007: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND ARTICLE 1 SECTION 11-2 OF LIVINGSTON MUNICIPAL CODE TO ALLOW THE SALE OF FIREWORKS WITHIN THE INCORPORATED CITY LIMITS.

- Kardoos gave opening statements
- Chris Benden gave public comments (00:17:00)
- Jack Luther gave public comment (00:20:18)

- Nootz asked clarifying questions (00:22:04)
- Kardoos answered (00:23:08)
- Hogle asked questions (00:27:23)
- Nootz asked additional questions (00:28:24)
- Kardoos answered (00:28:57)
- Courtney Lawellin made clarifying statements (00:32:12)
- Schwarz made comments (00:38:33)
- Mabie motioned for approval, second by Schwarz
 - All in favor, passes 5-0.

9. Resolutions (00:40:46)

A. RESOLUTION NO. 4958: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO APPLY FOR TRANSPORTATION ALTERNATIVES GRANT FUNDING FOR THE NORTH 2ND AND PARK STREET INTERSECTION AND AUTHORIZATION TO COMMIT UP TO \$100,000.00 IN MATCHING CASH FUNDS.

- Kardoos turned presentation over to Lisa Lowy
- Nootz asked clarifying question (00:46:31)
- No public comments
- Schwarz made public comment (00:48:36)
- Friedman made public comments (00:49:56)
- Hogle asked clarifying questions (00:51:40)
- Lisa Lowy answered questions (00:52:36)
- Kardoos answered questions (00:54:48)
- Friedman motioned for approval, second by Schwarz
 - All in favor, passes 5-0.

B. RESOLUTION NO. 4959: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING PLANNING FEES FOR SITE PLAN REVIEW AND SUBDIVISION EXEMPTIONS. (01:06:07)

- Kardoos gave opening statements, turned meeting over to Mathieu Menard
- No public comments
- Nootz asked questions (01:09:20)
- Mabie asked clarifying questions (01:11:16)
- Mathieu Menard made additional comments (01:12:28)
- Hogle made comments (01:13:40)
- Friedman motioned for approval, second by Mabie
 - All in favor, passes 5-0.

C. RESOLUTION NO. 4960: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND BELONGING TO THE CITY OF LIVINGSTON WHICH IS DESCRIBED AS THE ISLAND IN THE NE 1/4 OF SECTION 7 IN TOWNSHIP 2 SOUTH RANGE 10 EAST. (01:14:48)

- 5-minute break 7:00 p.m. (01:15:30)

- Kardoes gave opening statements (01:21:02)
- Beccy DeRosa asked clarifying questions (01:23:38)
- Kardoes answered questions (01:24:13)
- Nootz asked questions (01:25:41)
- Kardoes answered (01:26:07)
- Hogleund asked clarifying questions (01:28:39)
- Kardoes answered (01:28:44)

D. [PULLED FOR FUTURE CONSIDERATION] RESOLUTION NO. 4961: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CONTIGUOUS GOVERNMENTAL LAND DESCRIBED AS BEING GRANDVIEW BOULEVARD, ARBOR DRIVE, HEFFERLIN AVENUE, WHISKEY CREEK ROAD, AND A PORTION OF GARNIER AVENUE FROM ALLSPAUGH STREET TO ARBOR DRIVE, ALL LOCATED IN SECTION 7, TOWNSHIP 2 SOUTH, RANGE 10 EAST.

E. RESOLUTION NO. 4962: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LIVINGSTON SCHOOL DISTRICT, FOR A SCHOOL RESOURCE OFFICER PROGRAM FOR SCHOOL YEARS 2021-2022, 2022-2023, AND 2023-2024. (01:31:51)

- Kardoes gave opening statements
- Johnathan Hettinger gave public comment (01:33:25)
- Mabie made comment (01:36:09)
- Nootz asked clarifying questions (01:38:20)
- Kardoes answered questions
- Courtney Lawellin answered questions (01:41:15)
- Mabie made additional comments (01:56:03)
- Nootz made additional comments (01:59:03)
- Kardoes provided financial information (02:00:53)
- Hogleund made clarifying comments (02:01:56)
- Nootz asked follow-up questions (02:14:20)
- Kardoes answered (02:15:23)
- Hogleund made additional comments (02:18:40)
- Friedman made comments (02:21:45)
- Schwarz made comments (02:25:43)
- Hogleund requested the next time the contract comes before the Commission, would like to see additional information pertaining to the history of the SRO, the role of the SRO, duties, expectations, impact, with the contract for extension.
- Friedman motioned for approval, second by Mabie
 - Hogleund abstained
 - Motion passes 3-1, Nootz against.

10. Action Items (02:30:16)

A. SCHEDULE ENTERPRISE FUNDS BUDGET WORK SESSION

Discussion about dates amongst the Commission, scheduled for June 7, 2021 from 5:30-9:30.

11. City Manager Comments: (02:40:11)

12. City Commission Comments

- Nootz made comments (02:40:19)
 - Motion made by Schwarz, 2nd by Hogleund to discuss changing the freeholder residency requirement for City Planning Board Members
- Mabie had no comments
- Friedman made comments (02:50:37)
- Schwarz made comments (02:51:14)
- Hogleund made comments: (02:51:18)
- Hogleund motioned for action item for discussion and recommendation for implementing a hybrid model, 2nd by Nootz on the next agenda.

13. Adjournment 8:59 p.m. (03:08:00)

Calendar of Events

- **May 2021 Calendar**

Supplemental Material

Notice

- **Public Comment:** The public can speak about an item on the agenda during discussion of that item by coming up to the table or podium, signing-in, and then waiting to be recognized by the Chairman. Individuals are reminded that public comments should be limited to items over which the City Commission has supervision, control, jurisdiction, or advisory power (MCA 2-3-202).
- **Meeting Recording:** An audio and/or video recording of the meeting, or any portion thereof, may be purchased by contacting the City Administration. The City does not warrant the audio and/or video recording as to content, quality, or clarity.
- **Special Accommodation:** If you need special accommodations to attend or participate in our meeting, please contact the Fire Department at least 24 hours in advance of the specific meeting you are planning on attending.