

**LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES**

**Tuesday, January 19, 2021 5:30 p.m.**

**Zoom Online Meeting ID: 869 4912 5680**

**1 Call to Order**

**2 Roll Call**

- \* Hoglund, Mabie, Schwarz, and Nootz were present. Friedman joined by phone and video.

**3 Public Comment: (00:01:36)**

- \* Chloe Wilcox made public comment
- \* Molly O'Neill made public comment

**4 Consent Items: (00:06:21)**

- A. Approve Minutes from 12/15/2020 Regular Meeting
  - B. Judges Monthly Report from November 2020
  - C. Ratify Claims Paid 12/01/20-12/22/2020
- Schwarz motioned to approve A-C, second by Mabie.  
All in favor, passed 5-0.

**5 Proclamations: (00:07:07)**

- A. Proclamation declaring april 30, 2021, as arbor day in the City of Livingston, Montana.

**6 Scheduled Public Comment: (00:09:23)**

- A. Katie Weaver of Park Local Development with Revolving Loan Program Update and New Business Assistance Project available, introduction of Kascie Herron.
  - \* Hoglund made comments
  - \* Schwarz made comment
  - \* Nootz made comments

**7 Public Hearings: (00:27:15)**

- A. Ordinance No. 2099: An Ordinance of the City Commission of the City of Livingston, Montana, amending Ordinance No. 2041 and 2055 as codified by chapter 9 of the Livingston Municipal code entitled traffic & vehicles, as it pertains to a loading zone in front of Little Einstein's Childcare Facility.
  - \* Kardoos gave opening statement
  - \* No public comments
  - \* Nootz made comments
  - \* Hoglund made comments
  - \* Schwarz motioned to approve, second by Mabie.All in favor, passes 5-0

**8 Ordinances: (00:31:17)**

- A. Ordinance No. 2099: A Resolution of the City Commission of the City of Livingston, Montana, Amending Livingston Municipal Code Article II, by adding language regarding the legalization, possession, and recreational use of marijuana, in accordance with the newly passed Montana Initiative, I-90 effective January 1, 2021.
  - \* Kardoos gave opening statement
  - \* Daniella Love gave public comment
  - \* Schwarz made comments
  - \* Nootz asked clarifying question regarding distance
  - \* Hoglund asked about Marijuana use in public spaces in other states
  - \* Nootz motioned to approve with modification clarifying the distance should be 1,000 feet for all schools, daycares, and churches. Second by MabieAll in favor, passes 5-0.

**B. Ordinance No. 3000: A Resolution of the City Commission of the City of Livingston, Montana, Amending article IV Chapter 10 Section 10-19-2 of the Livingston Municipal Code as it pertains to carrying concealed weapons in publicly owned buildings. (00:52:51)**

- \* Kardoes gave opening statement and recommended adding clarifying language as it pertains to carrying concealed weapons "In public buildings" to the title.
- \* Patricia Grabow gave public comment
- \* Mabie made comment
- \* Nootz made comment
- \* Hogleund made comment
- Schwarz made motion, second by Mabie
- All in favor, passes 5-0.

\* 5 minute recess

**9 Resolutions: (01:22:12)**

**A. Resolution No. 4937: A Resolution of the City Commission of the City of Livingston, Montana, of it's intent to adopt the Montana Local Governments Records Committee Municipal Records schedules 8 and 10 for municipal government and City Court, as published by the Montana Local Government Records Committee and Service Bureau, establishing the retention periods of all listed records, series, created, used, maintained and stored by the City of Livingston.**

- \* Kardoes gave opening statement
- \* Patricia Grabow gave public comment
- \* Mabie made comment
- \* Attorney Lawellin made comment
- \* Nootz made comment
- \* Mabie made motion, second by Friedman
- All in favor, passes 5-0

**B. Resolution No. 4938: A Resolution of the City Commission of the City of Livingston, Montana, Authorizing the City Manager to sign a Memorandum of Understanding with Livingston Health Care concerning the rights and responsibilities related to the Alpenglow and Myers' River View Trails. (01:31:36)**

- \* Kardoes gave opening statement
- \* Jessie Wilcox gave public comment
- \* Nootz made comment
- \* Hogleund made comment
- \* Mabie made motion, second by Schwarz
- All in favor, passes 5-0

**C. Resolution No. 4938: A Resolution of the City Commission of the City of Livingston, Montana, Authorizing the City Manager to sign a General Services Agreement with Big Bear Contracting for remodeling construction services at the new City Hall Building located at 220 E. Park St. (01:40:59)**

- \* Kardoes gave opening statement
- \* No public comment
- \* Hogleund made comment
- Schwarz motioned to approve, second by Mabie.
- All in favor, passes 5-0

**10 Action Items (01:47:02)**

**A. Discuss: Naming 220 E. Park St. Building, Livingston City Hall.**

- \* Daniella Love made public comment

**B. Discuss: Membership requirements for individuals to serve on the City Planning Board as defined in Montana Code Annotated 76-1-221 (01:53:02)**

- \* Kardoes gave opening statement

- \* Nootz made comments
- \* Hogle made comments
- \* Mathieu Menard, Deputy Planning Director made comments
- \* Schwarz made comments
- \* Jessie Wilcox gave public comment
- \* Daniella Love gave public comment
- \* Johnathan Hettinger gave public comment
- \* Michelle Uberuaga gave public comment
- \* Karrie Kahle gave public comment
- \* Attorney Lawellin gave comment

**C. Discuss: Cares Act Remaining Funds (02:28:47)**

- \* Schwarz made comment
- \* Kardoes gave update
- \* Schwarz made comment
- \* Hogle made comment
- \* Johnathan Hettinger made comment

**12 City Manager Comments: (02:48:07)**

Provided information about what is happening with house bills in Helena, and how to keep track of them.

**13 City Commission Comments (02:51:45)**

- \* Nootz (02:51:46)
- \* Mabie (02:58:23)
- \* Schwarz (03:01:09)
- \* Friedman (03:02:40)
- \* Hogle (03:03:46)

Scheduled closed session legal update for City Commission for Tuesday January 26, 2021, at 5:30:00 P.M.

**14 Adjournment 8:56 p.m. (03:09:25)**