



Livingston City Commission Agenda

July 18, 2023

5:30 PM

City – County Complex, Community Room

Teleconference Invite Link

<https://us02web.zoom.us/j/82011344432?pwd=aTJHNDhPaGJNWnB4aTZtRIQ0cVV4dz09>

Meeting ID: 820 1134 4432

Passcode173554

1. Call to Order

Chair Nootz called the meeting to order at 5:32pm

2. Roll Call

City Commission in attendance at start of meeting: Chair Nootz, Vice-Chair Kahle, Commissioner Friedman, Commissioner Schwarz, and Commissioner Lyons.

Staff in attendance: City Manager Grant Gager, Police Chief Dale Johnson, Finance Director Paige Fetterhoff,

3. Public Comment

Individuals are reminded that public comments should be limited to item over which the City Commission has supervision, control jurisdiction, or advisory power (MCA 2-3-202)

Leslie Feigel would like to install Chamber of Commerce signage

Walter Nead discussed street maintenance and street lighting districts

Jane Jarrett expressed her thoughts on the Wellness Center project.

4. Consent Items

- A. APPROVE MINUTES FROM JUNE 20, 2023, REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM JULY 7, 2023, SPECIAL MEETING**
- C. PRESENTATION OF THE PLEDGED SECURITY REPORT AS OF JUNE 30, 2023**
- D. RATIFY CLAIMS PAID 6.14.2023 TO 7.12.2023**
- E. CONSIDERATION OF AGREEMENT 20023 WITH IAFF LOCAL 630 REGARDING FY 2024 BASE WAGES**
- F. CONSIDERATION OF AGREEMENT 20024 WITH AFSCME LOCAL 2711-A REGARDING FY 2024 BASE WAGES**
- G. CONSIDERATION OF AGREEMENT 20025 WITH MONTANA FEDERATION PUBLIC EMPLOYEES OF REGARDING FY 2024 BASE WAGES**
- H. CONSIDERATION OF AGREEMENT 20027**

Motion to approve all consent agenda items was made by Commissioner Schwarz and seconded by Commissioner Kahle. The motion passed unanimously by the five members present.

5. Proclamations

A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DECLARING AUGUST 1ST TO BE NATIONAL NIGHT OUT IN THE CITY OF LIVINGSTON.

Chair Nootz read the proclamation. The City Manager will coordinate with staff on notifying the public of any events happening for National Night Out. Chair Nootz thanked Chief Johnson for all his work.

B. DECLARING JULY AS PARKS AND RECREATION MONTH IN LIVINGSTON.

Chair Nootz read the proclamation. The City Manager voiced support and thanks to the Parks and Recreations departments and recognized several employees in attendance.

6. Scheduled Public Comment

7. Public Hearings

Individuals are reminded that testimony at a public hearing should be relevant, material, and not repetitious. (MCA 7-1-4131 and Livingston City Code Section 2-21)

8. Ordinances

A. ORDINANCE 3042: AND ORDINANCE OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 26, ARTICLE V, SECTIONS 26.90 AND 26.91 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED STREET MAINTENANCE AND STREET LIGHTING DISTRICTS

Chair Nootz called on the City Manager to introduce the item. The City Manager described the changes in assessment methodology going from parcel size to parcel valuation and also discussed the different types of evaluations that could be used. Staff is recommending using Taxable Value.

Commissioner Schwarz moved to approve the ordinance and Commissioner Lyons seconded the motion

Public Comment was offered by:

- Todd Quisel spoke in support of this ordinance

Vice Chair Kahle indicated typos to be addressed. Commissioner Lyons and Chair Nootz expressed support for the ordinance.

The item was approved unanimously by the five commissioners present.

9. Resolutions

A. RESOLUTION 5094: CALLING FOR A PUBLIC HEARING ON THE FY 2024 CITY MANAGER'S RECOMMENDED BUDGET.

Chair Nootz called on the City Manager to introduce the item. Updates to initially recommended FY2024 budget include \$20,000 to create and energy action plan and \$15,000 of the conduct of

elections. The City Manager clarified this step is necessary to formally adopt the budget in August. These two items are not taking away from any previously budgeted funds; they are in addition to what was initially proposed. The Commission also discussed the Chamber of Commerce's requests that were ultimately not included.

Commissioner Lyons moved to approve the resolution and Commissioner Schwarz seconded the motion.

The item was approved unanimously by the five Commissioners present.

B. RESOLUTION 5095: RESOLUTION OF INTENT TO INCREASE WATER RATES

Chair Nootz called on the City Manager to introduce the item. The City Manager discussed the tiered water rates based on gallons used and the increases various water users might see on their utility bill.

Vice Chair Kahle moved to approve the resolution and Commissioner Lyons seconded the motion.

Public Comment was offered by:

- Leslie Feigel expressed concern with the rate increases for the community and affordability.

All Commissioners expressed support for water rate increases clarifying the need for funds for possible future repairs.

The item was approved unanimously by the five Commissioners present.

C. RESOLUTION 5096: RESOLUTION OF INTENT TO INCREASE WASTEWATER RATES

Chair Nootz called on the City Manager to introduce the item. The City Manager indicated the sewer rates will increase overall by 5%.

Vice Chair Kahle moved to approve the resolution and Commissioner Schwarz seconded the motion.

Public Comment was offered by:

- Patricia Grabow spoke in support of the water and sewer rate increases.

The Commissioners discussed their support for increased sewer rates

The item was approved unanimously by the five Commissioners present.

7:00PM Vice Chair Kahle motioned for a 10 minute break seconded by Commissioner Lyons. Unanimously approved.

10. Action Items

A. DESIGNATION OF PREFERRED LOCATION FOR COMMUNITY WELLNESS CENTER PROJECT

(Starts at Video Mark 1:20:39)

Chair Nootz called on the City Manager to introduce the item. The City Manager provided an update on the Community Wellness Center project discussing community feedback for the facility. Four locations were presented in detail: Civic Center, Katie Bonnell Park, Northside Park, and Washington School. The City Manager reviewed each site's accessibility, surrounding land use and unique considerations. The City Manager indicated the fundraising target for this overall project is \$25 Million for Capital Construction Support. Pending project approvals include preferred site location by City Commission, Park County ballot item, and district voter's referendum proposition.

Public Comments were offered by:

- Tom McNamee not in favor to vote on a location today.
- Tim Stevens spoke about the need for a wellness center, criteria to consider for community, and likes M St. location.
- Tress Chappen questioned quality of life impacts for each location and likes M St. location.
- Caroline Rehder asked about M St. being in the Brownfield.
- Joe Phelps votes no to the Northside and wants City to consider how to fulfill community needs.
- James Willich is against the Civic Center location due to possible flooding.
- Jeanne Tatum would like to split the location. Pool on the North and gym on the South.
- Bruce Lay likes Civic Center location for kid's needs.
- July Hardesty lives by M St. likes having that park and thinks the Civic Center is the best location.
- Jon Buckner likes M St. location best for his family.
- Grace Buckner likes M St. location to give kids something to do.
- Alain Willich questioned what happens if vote fails?
- Patricia Grabow doesn't want the Civic Center pulled down, likes M St.

8:26pm Vice Chair Kahle motioned for a 5 minute break and to extend the meeting and seconded by Lyons. Unanimously approved.

(Starts at Video Mark 2:43:50)

Online Public Comments were offered by:

- Sarah Boyle stated M St. as superfund site, would like to see a facility at Northside.
- Jessie Wilcox likes M St. location as it follows growth policy.
- Dave Miller feels anywhere on Northside is safe.
- Arlene DeFette questioned changing bus service to fit facility needs, adding playground, and pay for services that they use.
- Chase Rose stated in online chat if a change is made to the scope or focus of the facility they reserve the right to reduce or cancel their pledge.
- Dennis Glick agrees with Jessica Wilcox.
- Stacy Jovic would like to preserve the Civic Center, and would choose M St. location.

Commissioners deliberated extensively about the Civic Center location and Katie Bonnell Park, weighing attributes and considerations for the locations.

9:50pm Commissioner Schwarz motioned for a 5 minute break seconded by Kahle. Unanimously approved.

(Starts at Video Mark 3:59:20)

Commissioners continued deliberations with Northside and Washington School listing attributes and considerations for each location.

It was decided not to select the Civic Center location for various reasons. Katie Bonnell Park is well liked by all Commissioners. Commissioners quickly decided against the Northside location, leaving the Katie Bonnell Park and Washington School as two remaining sites. The Washington School location is indicated as a favorable location, but ultimately the Katie Bonnell Park was chosen for the Wellness Center location with Washington as back up.

11. City Manager Comment

Thanked the room, staff, and commissioners for staying.

12. City Commission Comments

Thanks to City Manager and fellow Commissioners for hard work in this process.

13. Adjournment

11:20pm Commissioner Schwarz motioned to adjourn the meeting seconded by Kahle.
Unanimously approved.

Calendar of Events

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.