

## City of White Sulphur Springs

The regular meeting of the City Council was held on October 4, 2021, at 7:00 P.M. Mayor Rick Nelson called the meeting to order with the following members present:

Pattie Berg  
Ron Coleman  
Stacy Menard  
Lee Blanchard

### A. Call Regular Meeting to Order

### B. Roll Call

### C. Pledge of Allegiance to Flag

### D. Read & Approve - Accept or Reject Minutes

#### 1. September 7<sup>th</sup> Meeting – Regular Session

*Possible Motion: Move to Accept Minutes as presented or as amended.*

The Mayor said that the September 7<sup>th</sup> regular meeting minutes are not drafted up yet.

#### 2. September 21<sup>st</sup> Meeting – Regular Session

*Possible Motion: Move to Accept Minutes as presented or as amended.*

The Mayor said that the September 21<sup>st</sup> regular meeting minutes are not drafted up yet.

**E. Public Comment:** Public comment will be accepted on public matters not listed on this agenda and are within the jurisdiction of the City Council and having a significant interest to the public. During a regular session, there will be time after each agenda item for comment about that item.

1. Step up to the podium and state your name and address for the record.

2. Please limit your comments to THREE (3) minutes.

The Mayor asked if there was any public comment. Public Comment, resident Terry West, has concerns with the City streets and signage. Terry West was a former road foreman and use of the Uniform Traffic Control Devices for Streets and Highways 2009 edition second printing 2019 Manual standards signs of which he will give the City the book now. Access of public right of ways, proper drainage, millings should be rolled with standards (but some are bare with 6 inch lifts), intersections have standards, signs have standards, use the road block signs when working on a street for safety. There are Licensed Technical Assistant Educations from MSU (safety meetings/trainings) that are available online. There is not a Public Works Director in the City. The Mayor said the City does have a Public Works Supervisor. Terry West said that the City needs a plan to get the needed grants.

Rick Ellison said that the road department is doing the best that they can with the budget that they have.

Marcy Joyce asked when some of the questions would be addressed and the Council to be held accountable. Lee Blanchard asked for Terry West's email so that he could address his concerns. Pattie Berg thanked Mr. West for voicing his concerns that he has. The Council agreed to have a meeting in the future to address the concerns. The Mayor asked if there was any other public comment.

## **F. Receive/Accept Reports**

### **1. Sheriff's Report – Sheriff Jon Lopp**

Sheriff Jon Lopp asked if the Council received the COMM Report and if they had any questions. Jon Lopp said that they are down a Deputy with training.

### **2. City Court Report – City Judge Lori Sorenson**

None. The Mayor said that the City Judge had a week's worth of Judge Training out of town and did not have time for a report this time.

### **3. Fire Department Report - City Fire Chief Sam Peeler**

None. The fire department got called out for the Woods Creek fire and it blew up so they were very busy.

### **4. Library Report – Jessica Ketola**

Not there.

### **5. City Engineer's Report – City Engineer Terry Threlkeld**

Terry Threlkeld said that he has been working with Bodie Morrison. The locked down pipe cost had expired. The pipe has gone up by approximately \$30,000. Bodie Morrison has not signed the contract agreement yet. Terry Threlkeld is hoping that by the next meeting he should have some clarification on the situation. Terry Threlkeld said that Bodie Morrison needs to get the pipe price locked down, the payment bond and material bond paperwork done, and a signed contract agreement completed. Terry Threlkeld updated the Council on the Hospital waterline main. The Hospital is working on the design, DEQ 10 day review, with a subdivision eventually. The Hospital is still hoping to the water line main done this year.

### **6. Public Work's Report - City Public Works Supervisor Rocky Vinton**

Marc Pryor said that the Scada Engineer came up and said that scada did not respond to the new well pump. The valve was left opened and once the valve was closed it worked. It was suggested to have a periodically maintenance contract check done on the scada system monthly done with a laptop.

### **7. Animal Control Report – Marc Pryor**

Marc Pryor said that he had 18 animal incidents. Barking dogs 3 incidents, stray cat 1 incident, dog loose 5 incidents, a deer incident with a mama deer and two fawns and a dog (no injuries), wild animals 4 incidents, 1 fowl, dog at large ticket, and a skunk head stuck in a mayonnaise jar incident.

### **8. Parks Committee Report – Pattie Berg**

Pattie Berg said that the Parks Committee will be having a meeting on October 6, 2021. The Mayor said that he spoke with the welder and by the end of October they should have the posts and fence done.

## **G. Unfinished Business - Items for Discussion and/or Actions**

### **1. Heating/Air Conditioning Unit – Josh Paddock**

Continued discussion/consideration of City Hall Heating/Air Conditioning unit(s), and consideration of informal bid for work and/or replacement of system; any warranty as to work or unit(s) and whether proposed unit(s) have zones of operation.

*Possible Motion:*

*Motion to authorize Mayor to proceed with procuring further bids, OR, Motion to authorize Mayor to proceed with project through \_\_\_\_\_ company's bid.*

The Mayor said that he had spoken to Josh Paddock about a warranty and a zoning system for the heating/air conditioning unit. Paddock Heating & Cooling sent the City an updated estimate with the zoning system costs (\$3,500), a 10 year warranty on heat exchanger, 5 year warranty on parts, and 1 year warranty on everything, with the total cost of \$13,600.

The Mayor asked if there was any public comment.

Public Comment, resident Marcy Joyce, inquired about the need of a zoned system. The Mayor said that setting unoccupied areas to be turned down or off would be saving the City money.

Lee Blanchard motioned to accept and proceed with the Paddock Heating and Cooling bid. Pattie Berg seconded the motion. All said Aye. Motion carried and passed.

## **2. Sterling Codifiers American Legal**

Discussion as to initial review of revised Code of Ordinances by Council. Set Codification adoption for public hearing as to new sections and entire document.

*Possible Motion:*

*Motion to schedule public hearing for XX/XX/2021 for adoption of revised codification of WSS Code of Ordinances.*

The Mayor, Council, and City Attorney had a discussion on the Ordinance Code book with Sterling Codifiers American Legal. There was a discussion on whether American Legal had fulfilled their end on the contract. This updating process has been in the works for four years now. Susan Wordal said that she has had to go through and do the editing herself. The Mayor said that some of the newer Council members (3 of them) had not seen the revised copy comments to the codifiers for the Ordinance Code book so he suggested tabling this until they had a chance to review it and then everyone would be discussing the same information at a future meeting. The newest codifiers version of the Ordinance Code book is on the City's website at <https://codelibrary.amlegal.com/codes/whitesulphurspringsmt/latest/overview> Pattie Berg motioned to table the Code of Ordinance Code book until a work session meeting. Lee Blanchard seconded the motion. All said Aye. Motion carried and passed.

## **H. New Business - Items for Discussion and/or Actions**

### **1. 2 Bassett Brewery – Barry Hedrich**

Renewed request from 2 Bassett Brewery for extension of awning/pedlet enclosure variance awning to continued distancing issues due to COVID subject to conditions as imposed for October 2020 to May 2021.

*Possible Motion:*

*Motion to authorize extension of awning/pedlet enclosure variance from October \_\_\_\_, 2021 to May 1, 2022 subject to conditions.*

Barry Hedrich approached the Council with his renewing request from 2 Bassett Brewery for extension of awning/pedlet enclosure variance owing to continued distancing issues due to

COVID subject to conditions as imposed for October 2020 to May 2021. Barry Hedrich said that he will still do the snow plowing like always and the door is not locked to allow curb stop access.

Public Comment, resident Kaley Nolan, said that she agrees that it looks good, enjoys going in there, and likes the extra room.

Public Comment, resident Marcy Joyce, said that it looks good and helps town.

The Mayor asked if there was any more public comment.

Stacy Menard motioned to authorize the extension of the awning/pedlet enclosure variance from October 2021 to May 2022. Ron Coleman seconded the motion. All said Aye. Motion carried and passed.

## **I. Comments/Discussion**

### 1. Future Business

#### 2. Mayor's Comments—Rick Nelson

The Mayor said that the next Council meeting will be on October 19<sup>th</sup> the first part will be a regular meeting and then have a work session meeting afterwards with the zoning map and language with the Land Use Ordinance. On October 28<sup>th</sup> Tintina Resources/Sand Fire has invited the Council and will have a group tour of the mine in the afternoon. The Mayor said that the Council should have received a post card from the CORR, community outreach group, University of Montana – Missoula, inviting the City @ 6:30 pm on October 12<sup>th</sup> at the school gym.

### 3. Council Comments/Discussion

#### a. President of the Council—Pattie Berg

Pattie Berg said that League of Cities and Towns is going to be held virtually October 5-8 this year. Pattie Berg said that she hopes that the Mayor and Council attend it and especially the ARPA sessions.

#### b. Council Member—Lee Blanchard

Lee Blanchard inquired about the latest Willow Creek turbidity readings. The Mayor said that it has not been updated yet and the City has been off line of Willow Creek for about 10 months.

Pattie Berg, Stacy Menard, and Marc Pryor would like a tour of the area when Rocky Vinton comes back.

#### c. Council Member—Ron Coleman

Ron Coleman said that he did not have anything else, but said that he would like to get out of quarantine and get back to doing City business.

#### d. Council Member—Stacy Menard

Stacy Menard inquired about the upcoming trainings online. The Mayor/Clerk said that one next week with the League of Cities and Towns is virtually October 5-8 and will be available to view the sessions afterwards also for 6 months afterwards. The online MSU Extension training on the Montana Municipal Officials Handbook third edition starts October 11<sup>th</sup> for 6 weeks. The Clerk will sign you up tonight if you would like. Ron Coleman said that he would like information about the trainings online.

**J. Claims Signing/Motion to Approve the Bills**

Pay the Bills

Claim Check #'s 18297-18321

September 22,2021 thru October 4,2021 for \$35,667.89

Journal Vouchers #'s Payroll Check #'s 8832-8850 for \$11,572.16

Direct Deposit Check #'s


Electronic Check #'s \$7,282.06

Utility Billing System Adjustments \$36.12

09-22-2021 thru 10-04-2021 were presented for Council's approval. The Mayor asked if there is a motion to pay the bills. Pattie Berg said that there are only two Council members at attendance in person so the bills can't be paid and passed at this time. The Mayor said that they will be paid at the next Council meeting.

**K. Motion/Vote to Adjourn the Meeting.**

The Mayor asked the Council if there is a motion to adjourn the meeting. Stacy Menard motioned to adjourn the meeting. Pattie Berg seconded the motion. All said Aye. Meeting adjourned at 8:45 pm.

  
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Michelle Stidham—Clerk-Treasurer

  
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Mayor – Rick Nelson