

CUT BANK CITY COUNCIL
AUGUST 15, 2022
6:30 P.M. – CITY HALL & ZOOM

THIS MEETING WAS HELD VIA ZOOM & AT CITY HALL

The public hearing for the Amendment of Ordinance 16-02, the Curfew Ordinance, was opened at 6:30 PM by City Attorney Smith.

City Attorney Smith swore in Clerk-Treasurer Burley. Clerk-Treasurer Burley was asked to explain her duties involved in the public hearing process. City Attorney Smith asked Clerk-Treasurer Burley if she had published the notice of public hearing and if she had the affidavit of publication for this notice. Clerk-Burley responded yes. City Attorney Smith then asked her if she had received any public comment concerning the proposed budget and she responded no comments had been received.

City Attorney Smith asked for public comments and hearing no comments, City Attorney Smith closed the public hearing.

CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE:

Mayor Winchell called the meeting of the Cut Bank City Council to order at 6:34 PM, Monday, August 15, 2022. The following persons answered roll call: Mayor Winchell, Councilpersons Tim Curtiss, Kacie Fey, and Doug Vermulm. Also present were City Superintendent James Suta, City Attorney Robert Smith, Building Inspector Yeagley, and Clerk-Treasurer Burley. All present recited the Pledge of Allegiance.

VISITORS: Sgt Brandon Brotnov, Shelly Sein (MT DOT)

ABSENT: Councilperson Cesar Morales

ITEMS NOT ON THE AGENDA: Councilperson Fey wishes to discuss whose responsibility it is to empty the round stone garbage cans in the business district. Superintendent Suta responded that it is the responsibility of the businesses in front of which the cans are placed. He also stated that if they are not emptied and complaints are made, he will send his crew out to empty them. Councilperson Fey suggested we inform new business owners of this responsibility. Perhaps we could inform them when they get their business licenses, or the Chamber could inform them as well.

Councilperson Fey also asked whose responsibility it is to maintain the area between the curb and the street. Superintendent Suta stated the property owner is responsible for the area between the middle of the alley to the middle of the street.

PUBLIC COMMENT: None

CLAIMS: Councilperson Curtiss moved to approve the claims through August 11, 2022, for \$144,143.04, including warrants 60485-60527. Councilperson Fey seconded the motion. A vote was called, and motion carried 3-0.

ADDITIONAL ITEMS FOR DISCUSSION: None

CONSENT AGENDA:

Councilperson Fey moved to approve the minutes from the August 1, 2022, meeting, payroll from August 4, 2022, for \$91,457.91, and May financials for \$7,899,935.06 and the June financials for \$8,944,953.81. Councilperson Curtiss seconded the motion. Motion carried 3-0.

DEPARTMENT HEAD REPORTS:

Building Inspector Yeagley presented his report. The O'Reilly's store has been in contact about being annexed into the City. It can be annexed under the municipal services conditions. We have adequate capacity for water, sewer, and stormwater.

Councilperson Curtiss moved to accept the report. Councilperson Fey seconded the motion. Motion carried 3-0.

Clerk-Treasurer Burley reported to the Council.

Councilperson Curtiss moved to accept the Clerk-Treasurer's report. Councilperson Fey seconded the motion. Motion passed 3-0.

OLD BUSINESS: None

NEW BUSINESS:

Councilperson Curtiss moved to approve the Amendment to Ordinance 16-2, the Curfew Ordinance. Councilperson Fey seconded the motion and motion carried unanimously.

Shelly Sein of the Montana Department of Transportation spoke to the Council about the Easement for the walking trail. With the consent of the City Attorney and City Superintendent, the word "private" was changed to "farm field." This was the only change required by the City. **Councilperson Curtiss moved to approve the easement as amended. Councilperson Fey seconded the motion. Motion carried 3-0.**

CORRESPONDENCE: None

WORK SESSION: None

COMMITTEE REPORTS: Superintendent Suta reported that the North Central Montana Refuse District met recently. The City of Great Falls inquired about joining the district. Currently the district has land sufficient to run the current load for 133 years. Adding Great Falls to that would decrease the lift to about half. They are not interested at this time in taking on Great Falls.

Superintendent Suta spoke with the refuse district about the possible charges for taking the debris from the Glacier Motel to the refuse site. They agreed to give us a \$7 discount. They will list it as construction debris. Superintendent Suta also contacted Shelby about what they would charge for the same. They have not gotten back to us.

In discussions with Joyce Ackerman from the EPA, the project seems to be moving forward. She would like the work to be done this year. Superintendent Suta said we would donate the backfill and water needed.

ADJOURNMENT: There being no further business to come before the Council, **Mayor Winchell adjourned the meeting at 7:05 PM.** The next regular meeting is scheduled for September 6, 2022, at 6:30 PM.

Attest:

Approve:

Linda Burley, Clerk-Treasurer

Kimberly Winchell, Mayor

