

**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for January 2, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve minutes as written for the December 19, 2017 Council and Special Council meetings. Motion seconded by Greer. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

**COMMUNICATIONS:**

The City received information from Montana Rural Water Systems, Inc. for a Utility management Workshop, a newsletter from Montana Municipal Interlocal Authority (MMIA), a newsletter from Montana Department of Transportation (MT DOT), and a letter reporting the Internal Revenue Service 2018 standard mileage rates are 54.5 cents.

**MAYOR:**

Mayor Purcell reported that snow will continue to be moved to the center of the street. The City will be contracting for snow removal such as the City does with weed control.

**OLD BUSINESS:**

Dyckman asked Council to clarify the Determination of the Environmental Assessment for the Terry Avenue Project for the Coal Board application. Kepp motioned to approve the assessment. Krebs seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell noted that if there are not any objections, he would like to continue with the same Council Committees and not make any changes. There were no objections.

Dyckman reported SOCO/Lucky Star Casino has not submitted their State Beer and Wine License. Knudsen reviewed City Code and recommended they cannot operate until the application is complete with their state license. Kautzman motioned for approval to notify Lucky Star Casino they do not have a City license until the application is complete. Kautzman amended his motion adding Knudsen will notify the business. Greer seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Mayor Purcell noted the City will look into the Road to Zero Safe System Innovation Grants. Dyckman reported the City is now a member of the Road to Zero Coalition. The grant program will be reviewed further.

Mayor Purcell reviewed the Water and Waste Water Treatment Plant Inspection reports from the Environmental Protection Agency (EPA).

The authorized signers for the DMR (Discharge Monitoring Reports) to the EPA needs to be updated. Krebs motioned to authorize the Mayor, lead operator of the Waste water Treatment Plant, and the Public Works Superintendent as signers. Kautzman seconded. Krebs then amended his motion by changing the wording from "and" to "or". Kautzman seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:** N/A

**Finance:**

Dyckman provided an overview of the Annual Financial Report (AFR) and Management’s Discussion and Analysis (MD&A) for fiscal year 2017.

**Legal:** N/A

**Economic Development:** N/A

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell noted the personnel matter that is scheduled for later in the meeting will be tabled for further investigation.

The ad for the Public Works Superintendent position has been posted in the Billings Gazette, Monster.com, and the Butte, Hamilton, Helena, Kalispell, and Missoula publications.

**Sewer & Water:** N/A

**Law Enforcement:** N/A

**Streets & Alleys:**

Kautzman reported the City crew has been working over the weekend to clear the streets so the public can travel safely. He added they are appreciated.

**Parks & Playgrounds:**

Krebs reported the land transfer of the ice skating rink park land is postponed until further notice. The hospital board will notify the City when they want to be on the Council agenda.

**Finance/Landfill:**

Greer made a motion to approve the claims:

|                        | CLAIM No.     | Monthly Total       |
|------------------------|---------------|---------------------|
| December, 2017         | 22671 - 22725 | \$ 86,968.82        |
| January, 2018          | 22726 - 22741 | \$ 2,000.00         |
| <b>TOTAL Submitted</b> |               | <b>\$ 88,968.82</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**RESOLUTIONS & ORDINANCES:**

Kautzman motioned to approve the second reading of Ordinance NO. 2017-09 - Amending Finance Officer Duties. Krebs seconded. On a voice vote the motion was unanimously approved.

Kautzman motioned to approve the second reading Ordinance NO. 2017-10 - Medical Marijuana Dispensaries – Restrictions on Distance. Zent seconded. On a voice vote the motion was approved 5/1 (Greer dissent).

**ANNOUNCEMENTS:**

Mayor Purcell reported Christmas Tree pick up is scheduled for January 9, 2018. City offices will be closed Monday, January 15<sup>th</sup> in Observance of Martin Luther King Day. The Coal Board Meeting has been rescheduled to January 18, 2018.

Greer motioned to adjourn the meeting. Kautzman seconded. The meeting adjourned at 8:12 p.m.

\_\_\_\_\_  
Mayor

**ATTEST:**

*Michelle Dyckman*  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for January 16, 2018 was called to order at 7:33 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve minutes as written for the January 2, 2018 Council and Committee meetings. Motion seconded by Greer. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

Laurie Tschetter expressed concern about the possibility of an increase in fees for business licenses. She feels that if there is to be an increase for one group, it should be raised for everyone.

Laura Hochhalter asked council for input and information about a problem that is rampant in Hardin. She has seen small animals locked out during bad weather conditions. Specifically there is one home that she has reported complaints about. Joe Connelly, City Animal Control Officer, and officers from the Sheriff's Department have responded to her complaints, but the pets are put back into the cold weather as soon as they drive away. Knudsen reported cruelty to animals is addressed in City and State codes. The violation would have to be cited by the Sheriff's office.

**COMMUNICATIONS:**

**MAYOR:**

Mayor Purcell reported the City has been granted a ninety day extension by the Environmental Protection Agency (EPA). The power plant is currently shut down due to repairs and in coordination with a price drop. Two Rivers Authority is anticipating to have a lease secure by mid-February. He will also be attending their meetings on a regular basis. He will be attending the Coal Board meeting on Thursday, January 18<sup>th</sup> for the Terry Avenue Street Project.

**OLD BUSINESS:**

Mayor Purcell reported Kevin and Roxanna Cain have submitted a letter of intent to petition for annexation of their property. They want to attach to a current main sanitary sewer system.

**NEW BUSINESS:**

Earl Atwood, Office Manager of Beartooth RC&D, reported that the contract with the City of Hardin is due for renewal. Knudsen recommended the word "County", referenced in the agreement, to be replaced with "Entity". Atwood agreed. Sue Taylor, Economic Development Director, reviewed data information regarding current Hardin projects, housing, retail marketing, etc. for the City of Hardin. Kautzman motioned to approve the Memorandum of Understanding with the recommended change. Greer seconded. On a voice vote, the motion was unanimously approved.

James Ouldhouse, Project Manager of Black Canyon, LLC, reported the company is contracted with the City of Lodge Grass Water Treatment Plant to remove deleterious material. He contacted the City of Hardin for landfill rates in April 2017. He used the tipping fee amount of \$37.50 per ton he was "quoted" to bid the project. He asked Council to hold to the "quoted" rate. Ouldhouse reported Black Canyon issued a check in the amount of \$22,170 for the 591.2

tons disposed at the landfill at that rate. Kepp suggested using the material as cover at the landfill if possible. It was noted the rates were increased on October 1<sup>st</sup> to \$41.25 per ton. Knudsen asked Ouldhouse about a waiver and release of lien that was received with the check. Ouldhouse reported he was not aware of the release. Krebs asked if the rate could be left at \$37.50 for the remainder of the project was an option. Greer and Kepp agreed it could. Kepp motioned to approve the rate of \$37.50 per ton for the remainder of the project. Kautzman seconded. Kautzman added for the remainder of the balance of the invoice billed to be adjusted for the difference. On a voice vote, the motion was unanimously approved.

Dyckman reported repairs are needed for the CAT Patrol. The estimate for repairs and transporting costs are \$10,000. Krebs motioned to approve the estimated cost. Kepp seconded. On a voice vote, the motion was unanimously approved.

Council was asked for approval to purchase a rotating assembly for the 6<sup>th</sup> Street Lift Station in the amount of \$9,582.15 plus shipping and handling. Kepp motioned to approve the purchase. Greer seconded. On a voice vote, the motion was unanimously approved.

Mayor Purcell noted he would like to refer the review of conditional use for online businesses and home occupations to the Resolution and Ordinances committee. Dyckman reported there currently is not anything in the City Codes to address online sales. Mayor Purcell also referred the review of business licenses for bed and breakfasts, hotels, rentals, and businesses alike that offer those or similar accommodations.

Mayor Purcell reported the contract for the current City Attorney expires in April. Kepp motioned to review a proposal from City Attorney Knudsen. Zent seconded. On a voice vote, the motion was unanimously approved.

#### **STAFF REPORTS:**

##### **Public Works:**

Mayor Purcell reported the City has received applications for the Public Works Superintendent position that closes at 4:00 p.m. January 19<sup>th</sup>.

##### **Finance:**

Dyckman reported the auditor will be at City Hall through the week.

##### **Legal: N/A**

##### **Economic Development:**

Mayor Purcell reported the contract with RC&D will be renewed.

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

Mayor Purcell reported the City is currently working on a Performance Improvement Plan with an employee and will also look at annual evaluation schedules.

##### **Sewer & Water: N/A**

##### **Law Enforcement: N/A**

##### **Streets & Alleys:**

Kautzman reported the City crew is doing a good job removing snow from the streets.

##### **Parks & Playgrounds:**

Krebs reported he spoke with Kristi Gatrell, CEO of the Hospital Association. The park land transfer will be discussed at the hospital board meeting January 25<sup>th</sup>. The City will be notified when they are ready to be on the Council agenda.



**Finance/Landfill:**

Greer made a motion to approve the claims:

|                                    | CLAIM No.                             | Monthly Total        |
|------------------------------------|---------------------------------------|----------------------|
| December, 2017                     | 22748 - 22764<br>22768, 22770 - 22775 | \$ 31,902.27         |
| January, 2017                      | 22765- 22767, 22769<br>22777 - 22780  | \$ 9,127.22          |
| <b>Claims Total (Expenditures)</b> |                                       | <b>\$ 41,029.49</b>  |
| December, 2017 Payroll             |                                       | \$ 179,400.00        |
| <b>TOTAL Submitted</b>             |                                       | <b>\$ 220,429.49</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

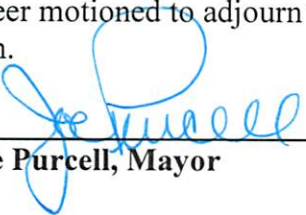
Greer motioned to approve claims over \$5000. Kautzman seconded. On a voice vote, the motion was unanimously approved.

Greer reported an ordinance will be drafted for residential garbage rates, establishing a landfill deposit will be looked into, and estimates for a lean-to will be pursued.

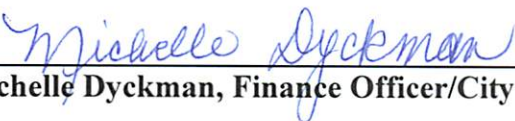
**Resolutions & Ordinances:****SPECIAL COMMITTEES:****ANNOUNCEMENTS:**

Mayor Purcell reported the Coal Board Meeting is scheduled for January 18<sup>th</sup> in Billings, the application deadline for the Public Works Superintendent is January 19<sup>th</sup> at 4:00 p.m., and Snow Removal Bids close Wednesday, January 31<sup>st</sup> at 2:00 p.m.

Greer motioned to adjourn the meeting. Kautzman seconded. The meeting adjourned at 8:42 p.m.

  
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Joe Purcell, Mayor

ATTEST:

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for February 6, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve Council minutes as written for the January 16, 2018. Motion seconded by Kepp. On a voice vote, the motion was unanimously approved. Krebs motioned to approve Landfill/Solid Waste Committee minutes as written for January 16, 2018. Motion seconded by Greer. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

Laurie Tschetter noted concern that Sunset Mobile Home Park may need separate business licenses for the storage units and laundromat. Molina reported that the question was only asked. Tschetter added she pays street maintenance and no one has plowed her out yet. Greer noted Street Maintenance is for City streets. Tschetter added she thought \$100.00 for a business license is a little bit too far, \$50.00 is fine.

Shawn Riley noted there has been five snow storms, have yet to see the streets cleared. He feels that putting the snow in the middle of the street is not working.

**COMMUNICATIONS:**

Mayor Purcell reviewed a letter he had written to City Council members about the Coal Board Meeting of January 18, 2018. Mayor Purcell requested the application for the Terry Avenue Project to be tabled so the City can explore all options for funding and also review the scope of the project with the engineers.

The City received information from the Montana Department of Transportation (MDT) providing information for the Transportation Alternatives Program.

**MAYOR:**

Mayor Purcell reported the City is working with Stahly Engineering on the Terry Avenue Project and he also outlined the proposed timetable. Dax Simek, Stahly Engineering, reported he has been in contact with Anne Pichette and they are waiting for the revenue to come in before doing a contract for the award.

Mayor Purcell reported letters were mailed to all applicants who applied for the Public Works Superintendent position. Some of the letters require responses from the applicants. The deadline for those responses is February 12, 2018. The interviews are planned for Tuesday, February 27.

Snow Removal Bids closed without any bids submitted. Kautzman asked about the sidewalk by the High School football field and 5<sup>th</sup> street. Steve Hopes noted that is where the City plows the snow from 5<sup>th</sup> street.

A meeting for Law Enforcement negotiations is tentatively scheduled for February 22, 2018 at 11:00 a.m.

Mayor Purcell asked Council for permission of his leave of absence March 7<sup>th</sup> to March 17<sup>th</sup>. Greer motioned to approve the request. Kautzman seconded. On a voice vote, the motion was unanimously approved.

The Water and Waste Water Treatment Plants have submitted their reports to the Environmental Protection Agency (EPA). There is not any new information on the power plant or progress with a lease at Two Rivers Authority Detention Facility.

**OLD BUSINESS:**

Knudsen reviewed the amended Allied Waste contract proposal. Greer motioned to approve the amendment to the contract as written. Zent seconded. On a voice vote, the motion was unanimously approved.

Mayor Purcell reviewed the Legal Services Contract proposal submitted by Knudsen & Knudsen, PLLC. Molina motioned to accept the proposal. Zent seconded. On a voice vote, the motion was unanimously approved.

**NEW BUSINESS:**

Esther Wynne asked Council for an exemption of the Business License fee of \$50.00 for Our Gym, Inc, a non-profit community gym. Kepp motioned to approve the request. Molina seconded. On a voice vote, the motion was unanimously approved.

Dax Simek, Stahly Engineering, asked for approval of the PASER Study in the amount of \$14,000. The study would provide an in-depth look at the inventory and condition of City streets and provide recommendations. The study was put on hold.

Mayor Purcell reported the Hotsy Pressure Washer had been repaired multiple times in the last few weeks. The City received a quote from Hotsy Wy-Mont for \$7,045 to purchase a new pressure washer. Krebs asked if it was in the budget. Dyckman reported the cost would be divided between funds. Krebs motioned to approve the purchase. Zent seconded. On a voice vote, the motion was unanimously approved.

Kevin Cannon, Secretary/Treasurer of the Hardin Volunteer Fire Department (HVFD), reported the HVFD has received a grant of \$11,000 for wildland fire gear. Dyckman noted budget amendments could be needed for revenues and expenses.

Joe Connelly reported the Fire Department is in need of replacing a fire truck. The cost of a new truck is around \$350,000 without additional equipment and up to \$500,000 with tools and equipment. Currently there is \$150,000 set aside. He asked the City for help to obtain a grant by helping to pay for grant writing to be done by Nittany Grantworks who would also help the HVFD to submit an application to the Coal Board. Jerry Wemple, Fire Chief, noted the fire department would like to have \$250,000 in the account before moving forward to the Coal Board. It was noted the fire department has Council support.

Dyckman asked Council for permission to move forward with a Request for Proposal for Employee Health Insurance Benefits. Council was not interested in having the insurance open to Elected Officials. Molina motioned to advertise the Request for Proposal as proposed. Kautzman seconded. On a voice vote, the motion was unanimously approved.

Dyckman provided information of a contract proposal from AAIM Employers' Association. The company provides background screening services. Zent motioned to approve the contract. Kepp seconded. On a voice vote, the motion was unanimously approved.

Mayor Purcell reviewed preliminary estimates to construct a lean-to at the City Landfill. The estimates range from \$31,750 - \$49,923. The structure would not be attached to another building. It was noted the old compactor would be repaired, sold, and proceeds could go towards the lean-to.

**STAFF REPORTS:**

**Public Works:**

Mayor Purcell reported that moving snow is a long process. Emergency service areas and schools are handled first. Kautzman noted the power plant is not running so an employee from the landfill could be utilized in moving snow. Mayor Purcell will look into it. Steve Hopes noted it is difficult dealing with parked cars on the streets. The City crew is going out earlier and working later into the evening.

**Finance:**

Dyckman provided information from an exit interview that was done with the auditor Tripp & Associates.

Dyckman reviewed the Pledge report and asked for Council approval. Krebs motioned for approval. Kautzman seconded. On a voice vote, the motion was unanimously approved.

December financials were reviewed.

**Legal:**

Knudsen reported there are negotiations with Love's Travel Stop for an easement on their property for the City to access the storms drains on that side of town. Currently the pins are not visible due to the snow, so it is unclear of how wide to make the easement. It will be evaluated after the snow is gone.

**Economic Development:**

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

**Sewer & Water:** N/A

**Law Enforcement:** N/A

**Streets & Alleys:**

Kautzman reported the City crew is working to keep up with the snowfall.

**Parks & Playgrounds:**

**Finance/Landfill:**

Greer made a motion to approve the claims:

|                                    | CLAIM No.                      | Monthly Total        |
|------------------------------------|--------------------------------|----------------------|
| December, 2017                     | 22781 - 22806<br>22829 - 22864 | \$ 396,343.41        |
| January, 2018                      | 22807 - 22828                  | \$ 2,000.00          |
| Transfer funds                     | 22829                          | \$ (66,645.85)       |
| <b>Claims Total (Expenditures)</b> |                                | <b>\$ 331,697.56</b> |
| January, 2018 Payroll              |                                | \$ 125,100.02        |
| <b>TOTAL Submitted</b>             |                                | <b>\$ 456,797.58</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

**Resolutions & Ordinances:**

Molina reported the Committee discussed City Business licenses and Conditional Use permits. An Ordinance will be drafted amending the code giving the Mayor - Executive Branch authority to deny business applications that are in violation of zoning, city codes, and Federal and State laws unless a conditional use permit is approved.

**SPECIAL COMMITTEES:** N/A

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2150: Establishing Compensation of a Non-Union Employee.** The effective date was amended to December 2017. Krebs motioned to approve the Resolution as amended. Greer seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-01: Amending Hardin City Code To Establish Minimum Solid Waste Collection Frequency Rates for Residential Solid Waste.** Krebs asked if the setting the rates in the code is to be determined at the discretion of a Public Works Director. Knudsen noted it is, this Ordinance gives a baseline and sets a minimum. Krebs motioned to approve the first reading of the Ordinance. Zent seconded. On a voice vote the motion was unanimously approved.



**Ordinance NO. 2018-02: Amending Hardin City Code To Establish Minimum Solid Waste Collection Frequency Rates for Commercial Solid Waste.** Greer motioned to approve the first reading of the Ordinance. Kepp seconded. On a voice vote the motion was unanimously approved.

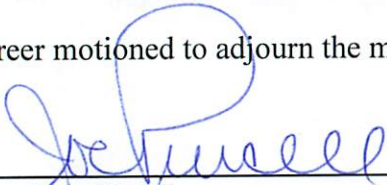
**Ordinance NO. 2018-03: Authorizing the Collection of Security Deposit for the Use of City Landfill.** Kautzman motioned to approve the first reading of the Ordinance. Krebs seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

City offices will be closed Monday, February 19<sup>th</sup> in Observance of Presidents' Day.

The meeting was closed to discuss Litigation at 9:03 p.m.

Greer motioned to adjourn the meeting. Zent seconded. The meeting adjourned at 9:10 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for February 20, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kepp made the motion to approve Council and Committee minutes as written for the February 6, 2018. Motion seconded by Kautzman. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

**COMMUNICATIONS:**

**MAYOR:**

Mayor Purcell provided information from an article in the Billings Gazette that reported NorthWestern Energy will not purchase Rocky Mountain Power. Also, he spoke with Ron Frank, Plant Manager, who conveyed that there are other buyers interested.

Two Rivers Authority rescheduled their February meeting to March 5<sup>th</sup>.

Mayor Purcell asked Council if there was interest in accepting gypsum at the landfill. Greer suggested to have a committee meeting. Kautzman agreed it ought to be looked at. The subject will be further reviewed by the Landfill Committee.

Mayor Purcell reported there were six applicants for the Public Works Superintendent position and two applicants responded positively for interviews. The interviews are scheduled for February 27<sup>th</sup> at 6:00 pm. and 6:30 p.m.

The meeting for Law Enforcement negotiations with the County will be rescheduled.

The estimate for the garage door repairs in the amount of \$2,950 was submitted to Montana Municipal Interlocal Authority (MMIA).

Mayor Purcell reported the Public Works department is seeking approval for the amount of \$9,188.10 for necessary repairs needed at the lift station due to a valve failure. Molina asked if the request could be acted on. Knudsen conveyed that it is an emergency so it can be. Greer motioned to accept the request. Kepp seconded. On a voice vote, the motion was unanimously approved.

**OLD BUSINESS:**

Mayor Purcell asked Council for approval to move forward with the Bid Notice for the Terry Avenue Project. Kepp motioned to authorize the Bid Notice. Greer seconded. On a voice vote, the motion was unanimously approved.

**NEW BUSINESS:**

Amanda Latt, President of Big Horn Education Association, requested a Special Events Permit for the Big Horn Education Association Celebration to be held Friday, March 16, 2018. Krebs motioned to approve the request. Kepp seconded. Krebs amended the motion to include waiving the event fees. Greer seconded. On a voice vote, the motion was unanimously approved.

Kathi Kerr-Taylor submitted a Home Occupation Request to Council for approval. She reported she has had her home business since January of 2010 and asked why she needs to request a home occupation now. She added travel is not listed in section 11-1-8-1C. Greer motioned to approve the Home Occupation Request. Molina seconded. On a voice vote, the motion was unanimously approved.

Jane Lamb, Tobacco Prevention Specialist, asked Council to have electronic cigarettes included in the Clean Indoor Air Act (CIAA). Molina asked if the City has adopted the CIAA. Lamb reported she has signs that can be taken to the businesses once it is adopted. Molina suggested to have a committee meeting on March 6<sup>th</sup> before Council acts on it. Lamb added she has a sample policy to use as a template.

Council reviewed Sewage Dumping Fees from cities across Montana. There were questions regarding raising rates and if septic disposal was different than porta-potty disposal. Joint Landfill/Water-Sewer Committees were scheduled for March 6<sup>th</sup> at 6:45 p.m. for further discussion.

Krebs reported there is not any room to park at the Primary School after school and there are vehicles that double park. Also, there are eleven vehicles parked there all the time for 18 spots of which some have temporary and expired plates. Knudsen reported parking can be regulated. Krebs felt that 2 hour parking would allow adequate time for school events. Kepp motioned to add signage to the East side of Cody Avenue between the 200 block to designate residential parking and loading and unloading zones. Krebs seconded. On a voice vote, the motion was unanimously approved.

#### **STAFF REPORTS:**

##### **Public Works:**

Mayor Purcell reported interviews for Public Works Superintendent are scheduled for February 27, 2018 at 6:00 p.m. and 6:30 p.m.

##### **Finance:**

##### **Legal:**

##### **Economic Development:**

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

**Sewer & Water:** N/A

**Law Enforcement:** N/A

##### **Streets & Alleys:**

Kautzman reached out for input to consider having residents move vehicles off of the streets on specified days of the week next winter.

#### **Parks & Playgrounds:**

##### **Finance/Landfill:**

Greer made a motion to approve the claims:

|                        | CLAIM No.                             | Monthly Total        |
|------------------------|---------------------------------------|----------------------|
| January, 2018          | 22867 – 22878, 22880                  | \$ 24,186.09         |
| February, 2018         | 22865 - 22866<br>22879, 22881 - 22902 | \$ 720,823.74        |
| <b>TOTAL Submitted</b> |                                       | <b>\$ 745,009.83</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

Greer reported there will be a joint Landfill/Water-Sewer Committee meeting on March 6<sup>th</sup> at 6:45 p.m. to discuss sewage dumping and gypsum.

**Resolutions & Ordinances:**

Molina reported the committee will meet March 6, 2018 at 6:30 p.m. to discuss the Clean Indoor Act.

**SPECIAL COMMITTEES:** N/A

**RESOLUTIONS & ORDINANCES:**

**Ordinance NO. 2018-01: Amending Hardin City Code To Establish Minimum Solid Waste Collection Frequency Rates for Residential Solid Waste.** Greer made a motion to approve the second reading of the Ordinance. Kepp seconded. On a voice vote the motion was unanimously approved.

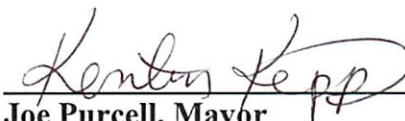
**Ordinance NO. 2018-02: Amending Hardin City Code To Establish Minimum Solid Waste Collection Frequency Rates for Commercial Solid Waste.** Zent motioned to approve the second reading of the Ordinance. Molina seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-03: Authorizing the Collection of Security Deposit for the Use of City Landfill.** Greer motioned to approve the second reading of the Ordinance. Krebs seconded. On a voice vote the motion was unanimously approved.

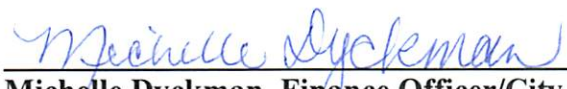
**Ordinance NO. 2018-04: Amending City Code Regarding the Issuance of Business Licenses.** Molina motioned to approve the first reading of the Ordinance. Greer seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

Kepp motioned to adjourn the meeting. Greer seconded. The meeting adjourned at 8:32 p.m.

  
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Joe Purcell, Mayor *Acting Mayor*

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**SPECIAL COUNCIL MEETING: The Special Council Meeting for February 27, 2018 was called to order at 6:00 p.m. with Mayor Joe Purcell presiding.**

The following Aldermen were present: ~~Karen Molina~~, Harry Kautzman, Jeremy Krebs, ~~Darren Zent~~, Clayton Greer and Kenny Kepp.

Also present: City Attorney Jordan Knudsen, Finance Office/City Clerk Michelle Dyckman, and several members of the public.

**INTERVIEWS:**

Interviews for the opening of Public Works Director were conducted.

Michael Hurff Jr. was interviewed at 6:00 and Barry Bighorn Sr. was interviewed at 6:30.

**PUBLIC COMMENT:**

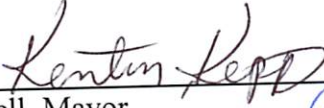
Cory Kenney asked why Barry was considering the move to Hardin. Rock Massine asked about the time commitment for military requirements. Knudsen stated that could not be held against somebody.

Cory Kenney also asked about certifications. The Mayor responded that certifications could be worked on after accepting the position.

**CLOSED SESSION:**

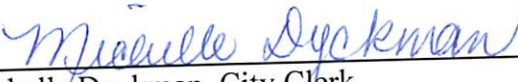
The session was closed to review another applicant and to determine a decision/recommendation or further action at about 7:10.

The meeting was adjourned at 7:38 p.m.

  
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Joe Purcell, Mayor      *Acting Mayor*



**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for March 6, 2018 was called to order at 7:30 p.m. with Council President Kenny Kepp presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Greer made the motion to approve Council and Committee minutes with corrections for the February 20th & 27th, 2018 meetings. Zent and Molina were not at the meeting of February 27<sup>th</sup>. Zent seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney asked if the City knew what the Little Horn Subdivision lot was going to be used for. Greer noted there were only rumors. Also, what prompted Ordinance 2018-04 for business licenses? Knudsen noted there were several issues with the code regarding zoning, legality, etc. Kenney asked if there was a conclusion of the interviews for the Superintendent position. Kepp reported the information will be provided during the Mayor's report. He then asked if there will be an exception for residents to park on the East side of the Primary School. Krebs noted there will be two parking spaces per residence.

**COMMUNICATIONS:**

Fundamentals of Montana Municipal Government based on the Montana Municipal Officials Handbook online course will begin March 14<sup>th</sup> and end April 24<sup>th</sup>.

**MAYOR:**

Kepp read the Mayor's report. Mayor Purcell met with the Plant Manager, Vice President of Operations, and a New York Associate for a tour of the power plant and was briefed on possible contract options. Two Rivers Authority reported the Bureau of Indian Affairs contract for the Detention Center is still pending. There was not an offer to any of the applicants for the Superintendent of Public Works position and the position will be re advertised. The meeting for Law Enforcement contract negotiations has been rescheduled for April 5<sup>th</sup> at 11:00 a.m. in the Commissioner's office. There are roof leaks at City Hall, repairs will be looked into this spring. There is a pre-bid meeting for the Terry Avenue Project scheduled for March 8<sup>th</sup> at 1:00 p.m. in the Mayor's Office.

**OLD BUSINESS:**

Knudsen reported he reviewed the plat for Little Horn Subdivision. The information was not provided in enough time for Public Notice for the City to approve. By state law, the City has twenty days to make a decision. This will give time for the plat information to be properly noticed. Conrad Yerger asked about the drainage. It was noted the information is included in the submitted documents.

Krebs reported the City is allowed to regulate 80 feet of the street for parking on the east side of the Primary School. Signs will be set up in the spring. There will be two hour parking only on the east side and violators will be towed. He suggested a fine of \$35.00. Greer suggested to give authority to code enforcement to write tickets for towing. Debbie Winburn asked if the two hour limit would only be Monday through Friday. Krebs confirmed 8 a.m. – 5 p.m. Monday through Friday. He will continue to work with the City Attorney on an amendment to Ordinance 10-3-7.

**NEW BUSINESS:**

Kautzman motioned to renew the contract with Barry Damschen Consulting, LLC in the amount of \$5500. Krebs seconded. Knudsen advised that the contract was not submitted

in time to be noticed to the public so Kautzman and Krebs withdrew their motion and the contract will be voted on at the next Council meeting.

Sandy Struck, with The 500 Club and Conrad Yerger requested street closure of North Crow Avenue and 2<sup>nd</sup> Street and North Crow Avenue and Railway Street on June 23<sup>rd</sup> from 9:00 a.m. to 10:30 a.m., and the 200 block for the Little Big Horn Days Parade June 23<sup>rd</sup>. They also request the intersections of Center Avenue and 3<sup>rd</sup> and 4<sup>th</sup> street to be closed for the Car Show June 23<sup>rd</sup> from 12:00 p.m. to 4:00 p.m. Krebs reported he is okay with closing City streets. Struck will have to contact the State for Center Avenue and 3<sup>rd</sup> Street. Greer motioned to approve the street closure as indicated with State approval. Zent seconded. On a voice vote, the motion was unanimously approved.

Kasey Koehler submitted a Home Occupation Request to Council for approval. Her business is online and customers do not come to her home. Molina motioned to approve the Home Occupation Request. Greer seconded. On a voice vote, the motion was unanimously approved.

Dyckman reviewed penalties for business licenses and asked Council what an appropriate time line would be for a new business beginning after February 1st to submit a business license application before penalties are applied. Kepp suggested thirty days for the first penalty and sixty days for the second penalty. Kautzman agreed. Knudsen will draft an amendment to the ordinance.

#### **STAFF REPORTS:**

##### **Public Works:**

Kepp reported the water leak on 2nd street in front of Lumberzacs has been fixed.

##### **Finance:**

Dyckman reported on an Event Notice and continuing disclosures regarding the Tax Increment Industrial Infrastructure Development Revenue Bonds.

##### **Legal:**

Knudsen reported he is in negotiations with Love's Travel Stop for an easement to access the storm drains on the south edge of their property. They are willing to give the easement, but the negotiations are about how wide it should be.

Knudsen reported the Sunset Park case is closed and was dismissed by court.

##### **Economic Development:**

Greer reported the Skate Board Club had land donated to them by Bighorn Valley Health Center (BVHC). The land is part of the future site of the health center, next to Shopko on Center Avenue. The skate club has asked if the City would be interested in maintaining a skate park. He added Montana Municipal Interlocal Authority (MMIA) will cover the structure if certain specifications are met. Kautzman felt that the City shouldn't maintain the park if it doesn't have to. Krebs voiced the City would like to look at a site plan before considering. Molina added maybe the school can, it is a school club. Knudsen noted the laws revision regarding skateboards on sidewalks may need revising.

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

##### **Sewer & Water:**

Greer motioned to raise the wastewater treatment plant dump fee to \$45.00 per truck. Zent seconded. On a voice vote, the motion was unanimously approved. The rate will be established by Resolution.

##### **Law Enforcement:**

The meeting for Law Enforcement contract negotiations is scheduled for April 5<sup>th</sup> at 11:00 a.m. in the County Commissioner's office.

##### **Streets & Alleys:**

Kautzman reported the City is working on drains and the roof leaks at City Hall

**Parks & Playgrounds:**

Krebs reported the Easter Egg Hunt will be held in the park.

**Finance/Landfill:**

Greer reported the committee is interested in accepting gypsum at the City landfill at the rate of \$15.00 per ton. A contract proposal will be submitted by Sibanye-Stillwater Mining Company.

Greer made a motion to approve the claims:

|                                    | CLAIM No.                      | Monthly Total        |
|------------------------------------|--------------------------------|----------------------|
| January, 2018                      | 22903 – 22933, 22958           | \$ 48,701.04         |
| February, 2018                     | 22934 - 22957<br>22959 - 22983 | \$ 176,055.48        |
| <b>Claims Total (Expenditures)</b> |                                | <b>\$ 224,756.52</b> |
| February, 2018 Payroll             |                                | \$ 126,401.76        |
| <b>TOTAL Submitted</b>             |                                | <b>\$ 351,158.28</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:** N/A

**RESOLUTIONS & ORDINANCES:**

**Ordinance NO. 2018-04: Amending City Code Regarding the Issuance of Business Licenses.** Molina motioned to approve the second reading of the Ordinance. Krebs seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

The Terry Avenue Project pre-bid meeting is scheduled for March 8<sup>th</sup> at 1:00 p.m. in the Mayor’s office. The deadline to submit sealed bids is March 20<sup>th</sup> at 11:00 a.m.

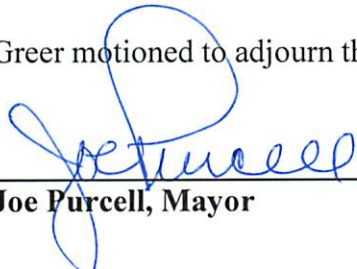
The Beartooth RC&D meeting is scheduled for March 15<sup>th</sup> at 1:00 p.m. at the Big Horn County Courthouse.

A Wastewater Project meeting for the Preliminary Engineering Report and Environmental Assessment Notice of Availability and Public Hearing is scheduled for March 20<sup>th</sup> at 6:45 p.m. in Council Chambers.

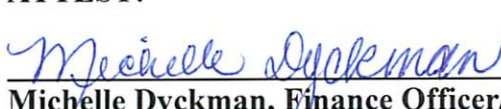
The Coal Board meeting will be held March 22<sup>nd</sup> in Billings.

The meeting for the Little Horn Subdivision is scheduled for March 20<sup>th</sup> at 6:30 p.m.

Greer motioned to adjourn the meeting. Krebs seconded. The meeting adjourned at 8:30 p.m.

  
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**Joe Purcell, Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**Michelle Dyckman, Finance Officer/City Clerk**





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**PUBLIC HEARING:** The Public Hearing for the Wastewater Project Meeting and Environmental Assessment Notice of Availability was opened at 6:45 p.m. by Mayor Purcell. Present at the Hearing were:

Council Members: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Jeremy Krebs, and Darren Zent.

City Staff: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen, and several members of the public were also present.

Greg Steckler, P.E. Water/Wastewater Technical Lead of Stahly Engineering, provided Council with maps of the three upgrade alternatives and reviewed the purpose and proposed area of the project activities, budget, possible sources of funding, the environmental assessment process, and any costs that may affect local citizens as a result of the project. He added the Preliminary Engineering Report (PER) will support grant applications. Robie Culver, Grant Specialist of Stahly Engineering, reviewed information regarding the grant process and the grants that may be available to the City. Stahly recommended the third alternative: H-1, T-3, D-0: Single Mechanical Headworks with Various Sub-System Upgrades. The 20 Year Cost is \$12,483,419 and the Construction Cost is \$12,704,716. Kepp expressed concern about a utility rate increase and asked if the grease would have to be hauled away. Steckler reported it would. Krebs asked if first only upgrading the headworks would meet the Environmental Protection Agency (EPA) requirements. Steckler noted replacing the headworks to include necessary upgrades would fall somewhere in the two million dollar range, but an estimate of four million dollars of upgrades would be needed to satisfy the EPA reports.

The Public Hearing was adjourned at 8:06 p.m.

**COUNCIL MEETING: The Regular Council Meeting for March 20, 2018 was called to order at 8:07 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve Council and Committee minutes as written for February 20, 2018. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Quincy Dabney, Mayor of Lodge Grass, introduced himself and added he is looking forward to working with Hardin.

**COMMUNICATIONS:**

Mayor Purcell reported the City received information from Montana Municipal Interlocal Authority (MMIA) stating inflatable bounce houses or similar inflatable apparatuses are excluded from coverage.

The City received the City-County Planning Board Minutes for the March 12 Public Hearing and regular meeting.

**MAYOR:**

Mayor Purcell reported he had spoken with the plant manager of the power plant and there are hopeful potential leads, but nothing definitive. There is a Two Rivers Authority

meeting scheduled for April 2<sup>nd</sup>. A meeting for Law Enforcement negotiations is scheduled for April 5<sup>th</sup> at 11:00 a.m. There were five bids received for the Terry Avenue Project that ranged from \$349,000 to \$428,000.

#### **OLD BUSINESS:**

Jane Lamb provided information about The Clean Indoor Act and the set-back rule. The rule prohibits smoking within a specified distance from a business entrance. Krebs asked if it was something that a business could implement themselves. Lamb reported they can. Knudsen advised Council to defer any decision until a lawsuit that is currently pending regarding the set-back rule in Yellowstone County is resolved. Lamb noted Council can adopt the indoor act without adopting the set-back rule.

Dyckman reported the Hardin Volunteer Fire Department (HVFD) requested a proposal from Nittany Grantworks to write a grant application for a new fire truck. Nittany Grantworks submitted a proposal in the amount not to exceed \$2,630 unless an agreement is made in writing. Kepp motioned to approve the proposal. Kautzman seconded. On a voice vote the motion was approved. (5/0) Krebs abstained.

Dyckman reported Barry Damschen, of Barry Damschen Consulting, LLC, submitted Amendment NO. 18 for Engineering Consulting Services for the City of Hardin Landfill in the amount of \$5,500. Greer motioned to approve the amendment. Zent seconded. On a voice vote the motion was unanimously approved.

Krebs motioned to approve the Little Horn Subdivision. Greer seconded. Krebs amended to approve the Subdivision Improvements Agreement for Little Horn Subdivision. Zent seconded. On a voice vote the motion was unanimously approved. Zent motioned to approve the Final Plat. Krebs seconded. On a voice vote the motion was unanimously approved.

#### **NEW BUSINESS:**

The City-County Planning Board (CCPB) made a recommendation to the City to grant the conditional use application submitted by Nelson Glick to construct a commercial sign on property owned by the applicant at 13 Watson Drive. Greer motioned to approve the application. Molina seconded. On a voice vote the motion was unanimously approved.

#### **STAFF REPORTS:**

##### **Public Works:**

Mayor Purcell reported the City will be placing an ad for summer help. The Environmental Protection Agency (EPA) report is finalized. The city crew has been repairing pot holes.

##### **Finance:**

Dyckman reported the City received Request for Proposals for Employee Health Insurance from Joint Powers Trust (JPT), Montana Municipal Interlocal Authority (MMIA), Blue Cross Blue Shield (BCBS), and the Teamsters Union. Interviews can be scheduled for Monday, April 2<sup>nd</sup> and Tuesday, April 3<sup>rd</sup>. It is anticipated to make a final decision at the regular meeting of April 17<sup>th</sup>.

##### **Legal:**

Knudsen reported he has submitted a proposed contract to Sibanye-Stillwater Mining regarding gupsum disposal at the landfill. Greer asked if the proposal included \$15 per ton. Knudsen verified it does. Knudsen is currently working on a proposed amendment to parking regulations around the Primary School. More time is needed to investigate ways to enforce the regulations. He recommends a resolution for parking at the Primary. There will be a litigation update in closed session at the end of the meeting.

##### **Economic Development:**



**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the first review of applications for the Superintendent of Public Works position is scheduled for March 29, 2018.

**Sewer & Water:**

**Law Enforcement:**

**Streets & Alleys:**

Kautzman reported the city is patching potholes.

**Parks & Playgrounds:**

**Finance/Landfill:**

Greer made a motion to approve the claims:

|                                    | CLAIM No.                                      | Monthly Total       |
|------------------------------------|------------------------------------------------|---------------------|
| February, 2018                     | 22984 - 22989<br>22996, 23000                  | \$ 19,652.17        |
| March, 2018                        | 22990 - 22995<br>22997 - 22999<br>23001, 23002 | \$ 69,522.17        |
| Expenditures                       | JV 2215                                        | \$ 42,977.00        |
| Transfer funds                     | CL 22999                                       | \$ (59,445.36)      |
| <b>Claims Total (Expenditures)</b> |                                                | <b>\$ 72,705.98</b> |
| <b>TOTAL Submitted</b>             |                                                | <b>\$ 72,705.98</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

Greer reported the city is working on a contract for the City to accept gypsum. The Landfill has been experiencing issues with the new compactor.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

Kepp and Greer attended the RC&D meeting on March 15<sup>th</sup>. They want to look more into grants through RRGL, CDBG, and other grants.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2151: Establishing the Rate for Dumping Sewage.** Kautzman motioned to approve the Resolution. Kepp seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-05: Amending City Code Regarding the Late Fees for Business Licenses.** Kautzman asked why give businesses thirty days and not right away. Knudsen reported the thirty days was consistent with renewals. Kautzman motioned to approve the first reading of the Ordinance. Molina seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

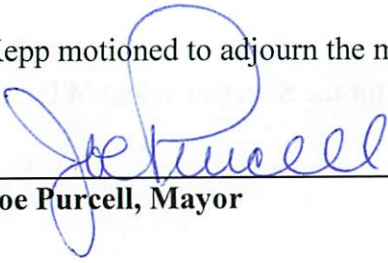
Mayor Purcell reported he and Stahly Engineering will attend the Coal Board meeting that is scheduled for March 22<sup>nd</sup> in Billings.

The Public Works position is open until filled. First review of applications will be March 29<sup>th</sup>.

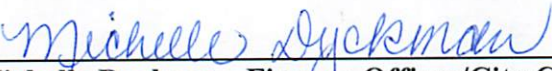
The Health Insurance Request for Proposals/Interviews will be tentatively held April 2<sup>nd</sup> and April 3<sup>rd</sup>. Dates and times will be announced.

The meeting was closed to discuss litigation at 8:42 p.m.

Kepp motioned to adjourn the meeting. Greer seconded. The meeting adjourned at 9:07 p.m.

  
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Joe Purcell, Mayor

ATTEST:

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for April 3, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Greer made the motion to approve the Public Hearing with corrections made to the recommended alternative made by Stahly Engineering and related costs and Council and Committee minutes as written for March 20, 2018. Motion seconded by Kautzman. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney voiced that he would like for the City to look into insurance for the roof at City Hall before time lapses. He also asked what the next steps were regarding the Environmental Assessment for the Wastewater Treatment Plant and what does the Environmental Protection Agency (EPA) require. Greg Steckler, of Stahly Engineering, noted the Preliminary Engineering Report provides options and recommendations to plan for upgrades.

**COMMUNICATIONS:**

Mayor Purcell reported the City received a newsletter from Montana Municipal Interlocal Authority (MMIA) and information from Montana State University Extension Local Government Center for an Elected Officials Workshop that will be held May 8<sup>th</sup> to May 10<sup>th</sup>.

**MAYOR:**

Mayor Purcell reported there is no new information about the power plant, a meeting for Law Enforcement negotiations is scheduled for April 5, 2018 at 11:00 a.m., bids were received for the Terry Avenue Project and the two lowest bids are being reviewed. Stahly will make their recommendation at the next meeting. Three applications have been received for the Superintendent of Public Works position.

**OLD BUSINESS:**

Knudsen reported he will need to review the waiver for the Cain annexation request before drafting a resolution.

**NEW BUSINESS:**

Debra Stoddard submitted a Special Events Permit Application with a letter requesting a waiver for the permit fee for a Sisters on the Fly event scheduled for June 21<sup>st</sup> through June 24<sup>th</sup>. The proceeds for the event will go directly to Casting for Recovery, a nonprofit organization. There was also a request to have a campfire each night during the event. Greer motioned to approve the Special Events Permit contingent upon notifying the Fire Chief of the campfire. Kepp seconded. Greer clarified his motion includes waiving the permit fee. On a voice vote the motion was unanimously approved.

Tom Gould, with Family Heritage Life Insurance, asked Council if he could speak with employees of the City to provide information about supplemental health benefits the company offers. Knudsen will review the information before making a recommendation.

Pine Ridge Roofing LLC submitted an estimate for roof replacement at City Hall in the amount of \$9,750. A separate estimate for replacing the garage door was also submitted in the amount of \$1,500. Greer asked if the roof damage had been submitted to Montana Municipal Interlocal Authority (MMIA). Dyckman reported it will be submitted. Greer asked if the

interior had been checked for mold. Kepp wants to wait to see what the insurance does with the claim. Greer motioned to approve the estimate. It was noted that the claim should be submitted to insurance before approving any estimates. Greer rescinded his motion.

The City received a letter from Richard Morissette asking for forgiveness of the sewer portion of his water bill in the amount of \$208.97 for his property at 802 W 3<sup>rd</sup> Street. He recently had to repossess the property. Kepp motioned to approve the request. Greer seconded. On a voice vote the motion was unanimously approved.

Kepp motioned to have the street signs north of the Primary school removed. It will allow more parking for parents picking up and dropping off children. Krebs seconded. On a voice vote the motion was unanimously approved.

#### **STAFF REPORTS:**

##### **Public Works:**

##### **Finance:**

Dyckman reported the Health Insurance presentations were rescheduled to Monday, April 9<sup>th</sup> at 6:00 p.m. due to the weather. A selection is tentatively scheduled for April 17<sup>th</sup>.

##### **Legal:**

##### **Economic Development:**

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

Mayor Purcell announced Merle Johns passed the test for Class 1B water operator and the Seasonal Help application deadline is April 13<sup>th</sup> at 4:00 p.m.

##### **Sewer & Water:**

Kepp reported Rock Massine has pumps set up and lines set out ready to go in the event the lift station is unable to handle the influx of storm water.

##### **Law Enforcement:**

##### **Streets & Alleys:**

##### **Parks & Playgrounds:**

##### **Finance/Landfill:**

Greer made a motion to approve the claims:

|                        | CLAIM No.     | Monthly Total       |
|------------------------|---------------|---------------------|
| March, 2018            | 23003 - 23058 | \$ 68,647.76        |
| April, 2018            | 23059 - 23083 | \$ 9,643.76         |
| <b>TOTAL Submitted</b> |               | <b>\$ 78,291.52</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

Greer reported the Landfill committee would like to review the rate table for accepting dirt. Greer motioned to not accept petroleum based contaminated soil at the landfill. Kautzman seconded. On a voice vote the motion was unanimously approved.

#### **Resolutions & Ordinances:**

Molina reported the committee recommendation is to allow the Mayor to approve minor home occupation requests without having to come to Council for approval. Applications that have zoning issues, a possibility of negative residential impact, or visible evidence (ie. signage) will be submitted to Council for review. She also reported draft Ordinance NO. 2018-06 – Amending Hardin City Code Regarding Parking Enforcement and Penalties will be revised. An ordinance will be drafted addressing the shoplifting statute.



**SPECIAL COMMITTEES:**

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2153: Establish Parking During Certain Hours on Certain Streets.** Krebs motioned to approve the Resolution. Zent seconded. On a voice vote the motion was unanimously approved.

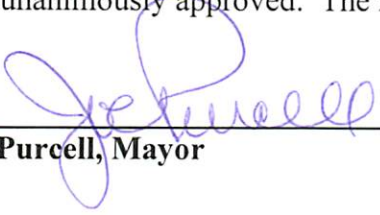
**Resolution NO. 2152: Adopting a Finding of No Significant Impact.** Greer motioned to approve the Resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-05: Amending City Code Regarding the Late Fees for Business Licenses.** Kautzman motioned to approve the second reading of the Ordinance. Zent seconded. On a voice vote the motion was unanimously approved.

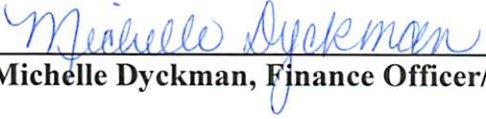
**ANNOUNCEMENTS:**

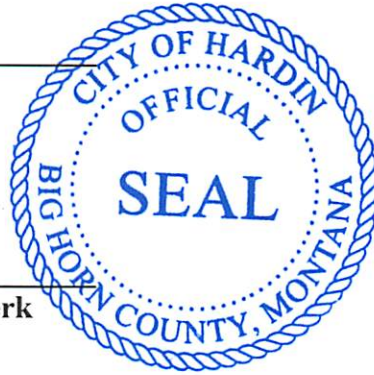
Mayor Purcell reported the Public Works position is open until filled, the 2018 Weed Mowing Bids close April 20<sup>th</sup> at 2:00 p.m., and the City has advertised the Ordinances for Sump Pump and Notice to Destroy Weeds.

Kepp motioned to adjourn the meeting. Greer seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 8:23 p.m.

  
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Joe Purcell, Mayor

ATTEST:

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Special Council Meeting for April 9, 2018 was called to order at 6:10 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Harry Kautzman, and Darren Zent. Clayton Greer joined the meeting about 6:45 p.m.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, and City Attorney Jordan Knudsen, and several members of the public.

**Proposals for Employee Group Benefits Coverage:**

The following insurance companies presented health insurance proposals and answered questions.

Eric Allen, of Allen & Associates Insurance - Blue Cross Blue Shield of Montana (BCBSMT)

Brendan Hanley and Cyndy Maxwell - Joint Powers Trust (JPT)

Amanda Burkhardt - Montana Municipal Interlocal Authority (MMIA)

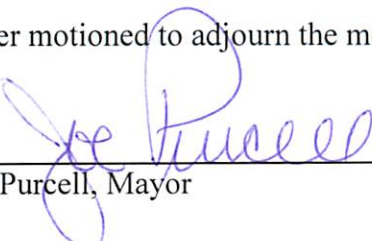
Jim Soumas and Jim Stone - Montana Teamsters - Contractors/Employers Trust

Molina asked what happens is the Collective Bargaining Agreement is not renewed. Stone reported the insurance would not be available. Greer noted Montana Teamsters requires 100% enrollment and the deductible is low. Zent added the rates were great. He also liked aspects of the MMIA plan. It was reported a single person would pay more with Teamsters. Dyckman reported the City may qualify for reduced rates with MMIA if all employees returned questionnaires that were requested by MMIA. Greer would like for there to be an employee meeting for their input and to see if the City could get every employee to return the questionnaires. Selection was tentatively scheduled for May 1<sup>st</sup>.

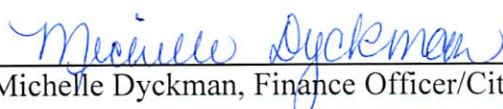
**PUBLIC COMMENT:**

Trevor Lauth noted that the insurance his family has through the school is really good.

Greer motioned to adjourn the meeting. The meeting adjourned at 9:17 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for April 17, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve the Council and Committee minutes as written for April 3, 2018, Law Enforcement Meeting for April 5, 2018 and Special Council Meeting of April 9, 2018. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:** N/A

**COMMUNICATIONS:**

**MAYOR:**

Mayor Purcell reported there is no new information about the power plant or the detention center.

**OLD BUSINESS:**

Mayor Purcell read information received from Nittany Grantworks for the Determination of environmental impact of pumper fire suppression vehicle. The HVFD is applying for State of Montana Department of Commerce Coal Board grant funding in order to assist a pumper fire suppression vehicle purchase. Mayor Purcell opened the floor for public comment. There was no public comment. Kepp made the motion to determine there is no environmental impact associated with this project. Zent seconded. On a voice vote the motion was approved. (5/0) Krebs abstained.

The Hardin Volunteer Fire Department has requested for the City of Hardin to commit cash in the amount of \$200,000 or \$162,500 to support the purchase of the fire suppression vehicle. It is part of the Coal Board application. Joe Connelly reported the quote received for the fire suppression vehicle is \$325,000. Krebs voiced to commit half with the possibility of up to \$200,000 if needed. Greer asked if the vehicle comes with everything that is needed by the fire department. Connelly reported it does. Molina motioned to approve a commitment of \$162,500. Kautzman seconded. On a voice vote the motion was unanimously approved.

Dax Simek, P.E., of Stahly Engineering, reported bids for the Terry Avenue Street Restoration were received and opened on March 20<sup>th</sup>. Stahly recommends award of the project to Asphalt Plus, Inc. for the Base Bid including Additive Alternate No. 2 in the amount of \$269,038.44. He provided positive reference information for Asphalt Plus, Inc. and Wharton Asphalt, LLC. Krebs asked if the bid had to be awarded to the lowest bidder. Knudsen noted Council has the option to reject any bid. Kepp asked how long it would take to complete the project. Simek responded it is about a six week project. Greer motioned to award the bid to Asphalt Plus, Inc. on the condition the project is inspected by Stahly. Molina seconded. Krebs voiced he would like to see the street get done, but was hesitant and Zent expressed concern the \$10,000 the City would save could cost more down the road. Krebs noted they would be bonded and insured. On a voice vote the motion failed (1/5). Kautzman motioned to award the bid to Wharton Asphalt, LLC in the amount of \$279,392.65. Krebs seconded. On a voice vote the motion was approved. (5/1) Molina dissent.

Knudsen reported Council recently made a decision to not accept contaminated soil at the landfill. There is a current project north of town and it is uncertain if they had previously spoke with Russell Dill about bringing contaminated soil to the landfill. Knudsen asked Council if they would consider making an exception. The soil has been tested and approved

by DEQ to be used as daily cover. Kepp asked what they were quoted. Knudsen reported the current rate of \$41.25. Kautzman motioned to make an exception and accept the dirt. Krebs seconded. On a voice vote the motion was unanimously approved.

Dyckman provided information on rates for accepting dirt at the landfill. It is in question if it should be required for field dirt to be tested just as contaminated soil would. Greer reported the City would like to accept dirt to be used as daily cover, but it a concern to accept it not knowing the history of it. Krebs added it could be done on a case by case basis. Dyckman reported the City has received many calls about accepting dirt. A committee meeting will be scheduled May 1<sup>st</sup> to discuss dirt rates.

#### **NEW BUSINESS:**

Mayor Purcell reported the HVFD held their 2018 office elections on April 5<sup>th</sup>. Joe Connelly was appointed as Chief. He also reviewed the other appointments.

#### **STAFF REPORTS:**

##### **Public Works:**

Mayor Purcell reported the City is waiting for more bids on the roof and also waiting to receive information from the insurance.

##### **Finance:**

Dyckman reported the City recently held employee meetings to receive their input regarding the health insurance proposals. The overall feeling is employees want to stay with Joint Powers Trust (JPT).

Dyckman reviewed the Montana Municipal Interlocal Authority (MMIA) Workers' Compensation Program and Liability Program rates for Fiscal Year 2018.

##### **Legal:**

Knudsen reported he sent the proposed draft from Sibanye-Stillwater to MMIA for review. MMIA rejected the insurance clauses. He returned the draft to Sibanye-Stillwater with recommendations. Kautzman and Krebs voiced that if their proposed contract is not fair to the City, they do not wish to continue to negotiate.

##### **Economic Development:**

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

Mayor Purcell announced the interview date for Superintendent of Public Works is tentatively set for April 24<sup>th</sup> at 7:00 p.m.

##### **Sewer & Water:**

Kepp reported Jon Darr Matovich has requested a water and sewer connection to LL Subdivision from 5<sup>th</sup> street. The cost of the project would need to be determined before Council votes on it.

##### **Law Enforcement:**

Zent reported there was a Law Enforcement meeting on April 5<sup>th</sup>. The County wants an increase in funding, but numbers were not provided. Another meeting is scheduled for May 10<sup>th</sup> at 11:00 a.m.

##### **Streets & Alleys:**

Kautzman reported the City crew has been out sweeping streets and patching holes.

##### **Parks & Playgrounds:**

Krebs will talk with Rock Massine to verify when the park restrooms will be open. Kepp reported Dick Salyer had contacted him about spraying the parks. Krebs noted it has been budgeted for.



**Finance/Landfill:**

Greer made a motion to approve the claims:

|                                    | CLAIM No.            | Monthly Total        |
|------------------------------------|----------------------|----------------------|
| March, 2018                        | 23804 - 23098        |                      |
|                                    | 23101, 23103 - 23105 | \$ 25,916.08         |
| April, 2018                        | 23099, 23100, 23102  | \$ 904.66            |
| <b>Claims Total (Expenditures)</b> |                      | \$ 26,820.74         |
| <b>March, 2018 Payroll</b>         |                      | \$ 124,258.94        |
| <b>TOTAL Submitted</b>             |                      | \$ <b>151,079.68</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

Greer reported the Landfill committee discussed dirt that could be brought into the landfill. A Committee meeting is scheduled for May 1<sup>st</sup>.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2154: Approving a Petition To Annex Certain Lands To the City of Hardin.** The petition is for annexation of property located west of Hardin and owned by Kevin and Roxanna Cain. Zent motioned to approve the Resolution. Greer seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2155: Requesting Distribution of Bridge and Road Safety and Accountability Program Funds.** Kautzman motioned to approve the Resolution. Kepp seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-06: Amending City Code Regarding Parking Enforcement and Penalties.** Krebs motioned to approve the first reading of the Ordinance. Kepp seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-07: Prohibiting Shoplifting.** Zent motioned to approve the first reading of the Ordinance. Krebs seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-08: Amending the Home Occupation License Application Process.** Kautzman motioned to approve the first reading of the Ordinance. Kepp seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

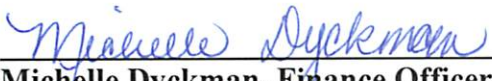
Mayor Purcell reported the 2018 Weed Mowing Bids close April 20<sup>th</sup> at 2:00 p.m.; the interview date for Superintendent of Public Works is tentatively scheduled for April 24<sup>th</sup> at 7:00 p.m.; a Law Enforcement Meeting is scheduled for May 10<sup>th</sup> at 11:00 a.m.; Alley Clean-Up is scheduled for May 7<sup>th</sup>; and there are interviews scheduled this week for summer help.

Mayor Purcell swore in Joe Connelly as Fire Chief.

Kepp motioned to adjourn the meeting. Kautzman seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 8:30 p.m.

  
 \_\_\_\_\_  
 Joe Purcell, Mayor     Acting Mayor

**ATTEST:**

  
 \_\_\_\_\_  
 Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**SPECIAL COUNCIL MEETING:** The Special Council Meeting for April 24, 2018 was called to order at 7:00 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Karen Molina, Harry Kautzman, Darren Zent, Clayton Greer and Kenny Kepp.

Also present: City Attorney Jordan Knudsen, Finance Officer/City Clerk Michelle Dyckman, and several members of the public.

**INTERVIEWS:**

An interview of Chris “Shoots” Veis for the opening of Public Works Director was conducted.

**PUBLIC COMMENT:**

Cory Kenney said that it worked when Bill Hemmings worked for the City and lived in Billings. Rock Massine and Chris Schneider both indicated they liked Mr. Veis for the position. Deb Winburn said she thinks he should live here.

**CLOSED SESSION:**

The session was closed at about 7:25.

The meeting adjourned at 7:48 p.m.

~~Joe Purcell~~, Mayor - *Acting*



**ATTEST:**

  
Michelle Dyckman, City Clerk

**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for May 1, 2018 was called to order at 7:30 p.m. with Acting-Mayor Kenny Kepp presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Jeremy Krebs, Darren Zent, Clayton Greer and Kenny Kepp.

Also present: City Attorney Jordan Knudsen, Finance Office/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:**

Kautzman made the motion to approve the minutes as written for the April 17 and 24 Council, Special Council and Committee meetings. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

none

**COMMUNICATIONS:**

There was a newsletter from the Montana Department of Transportation.

**MAYOR'S REPORT:**

Kepp relayed Mayor Purcell's report: There is no new information for the power plant or Two River's Authority detention center, an offer was extended to Mr. Veis for the Public Works Director position, the roof was looked at by Municipal Interlocal Authority, and the chemicals were ordered for spraying the parks.

**OLD BUSINESS:**

Dyckman reviewed the insurance proposals for Employee Group Benefits. The pros and cons of the various proposals were discussed. Moses Gonzales verified Dyckman's report that the employees preferred the coverage they currently have. Krebs made the motion to accept and continue with the Joint Powers Trust plan. It was seconded by Greer. On a voice vote, the motion was unanimously approved. Dyckman asked for clarification of committing to three years. Zent noted that the presentation was based on the three-year commitment, and the vote was based on that understanding.

**NEW BUSINESS:**

Joshua and Taleah Gust presented a home occupation request. It is an internet-based business that will drop ship water chemicals and supplies to the buyer. Krebs made the motion to approve. It was seconded by Greer. On a voice vote, the motion was unanimously approved.

The 500 Club request for Little Big Horn Days will be presented at another meeting.

Krebs made the motion to approve the Public Drinking Permit for the Henry Link Family Reunion. It was seconded by Kautzman. On a voice vote, the motion was unanimously approved.

Jose Funke raised questions on the bid submitted by Pine Ridge Roofing Inc. He wondered about manpower, the insurance requirement, hours to be submitted, and references. Dyckman noted that information for the lowest bid was submitted in the packet. All bids submitted were available for review. Zent noted the low bidder is a reputable company. Greer requested that before they accept the bid, they would like to see a list of the equipment that Pine Ridge has.

The Fire Department received a 1994 fire truck from the Montana Department of Natural Resources. Krebs noted that it is bigger than what we have and is working good. They will need to purchase new hoses and other equipment for it.

In-Control submitted a proposal for \$13,396 for computers and setup for the Water plant. Greer made the motion to approve the purchase. It was seconded by Kautzman. On a voice vote, the motion was unanimously approved.

## STAFF REPORTS

### Finance/Administration:

Dyckman reviewed the March financial reports and noted that Zimmer and she would be at training the following week. The Pledge Report was submitted for approval. Greer made the motion to approve it. It was seconded by Krebs. On a voice vote, the motion was unanimously approved.

### Legal:

Knudsen noted the gypsum contract was still under consideration. Love's is also considering their potential easement to the City.

## COMMITTEE REPORTS

### Law Enforcement:

Zent noted there is a meeting for the Law Enforcement Agreement with the County Commissioners on May 10 at 11:00 a.m.

### Parks and Playgrounds:

Krebs said the parks should open May 7, and there is a broken bench at Custer Park.

### Finance:

Greer made a motion to approve the claims as presented:

|                                    | CLAIM No.       | Monthly Total       |
|------------------------------------|-----------------|---------------------|
| April, 2018                        | 23106 - 23125   |                     |
|                                    | 23127 - 23151   |                     |
|                                    | 23176 - 23189   | \$ 50,009.85        |
|                                    | 23126 Cancelled |                     |
| May, 2018                          | 23152 - 23175   | \$ 2,948.00         |
| <b>Claims Total (Expenditures)</b> |                 | <b>\$ 52,957.85</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

Greer also reported that they want to accept clean dirt at the landfill for \$15.00 per ton, but they do not want to accept contaminated dirt.

## RESOLUTIONS and ORDINANCES:

**Resolution 2156: Adopting the Preliminary Engineering Report Evaluating the Wastewater Treatment Plant of the City of Hardin.** Greg Steckler of Stahly Engineering reviewed the report and possible funding grants and loans available. Greer made a motion to approve the resolution. Kautzman seconded. On a voice vote, the motion was unanimously approved.

**Resolution 2157: Establishing Wage for certain non-union City Employees for Fiscal Year 2017/2018 and 2018/2019.** Krebs made a motion to approve the resolution. Zent seconded. On a voice vote, the motion was unanimously approved.

**Ordinance No. 2018-06: Amending City Code Regarding Parking Enforcement and Penalties.** Krebs made a motion to approve the second reading of the ordinance. Zent seconded. On a voice vote, the motion was unanimously approved.

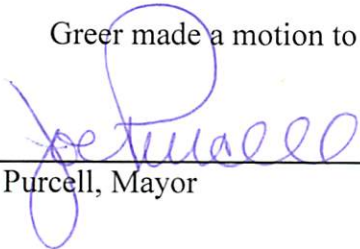
**Ordinance No. 2018-07: Prohibiting Shoplifting.** Zent made a motion to approve the second reading of the ordinance. Kautzman seconded. On a voice vote, the motion was unanimously approved.

**Ordinance No. 2018-08: Amending the Home Occupation License Application Process.** Greer made a motion to approve the second reading of the ordinance. Kautzman seconded. On a voice vote, the motion was unanimously approved.

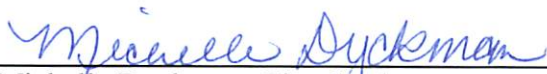
**ANNOUNCEMENTS:**

The parks should be open May 7, alley clean-up is also scheduled for May 7, the Law Enforcement meeting with the County is May 10 at 11, and City Court will be advertising for a Court Clerk.

Greer made a motion to adjourn the meeting. The meeting was adjourned at 8:19 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for May 15, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS:** Kautzman made the motion to approve the Council and Committee minutes as written for May 1, 2018. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Joseph Funke expressed his concerns to Council about local law enforcement; volunteer firefighters deserve to have a paycheck; and he wants something done about the landlords that charge rent, but don't want to fix the property.

**COMMUNICATIONS:**

Melinda Oedekoven, President of Asphalt Plus, Inc. and her daughter Tiffany Oedekoven, project manager, asked Council if they felt differently or had any questions or concerns about the project they had done in 2013. She expressed that they would like to do future business with the City of Hardin. Melinda Oedekoven noted they submitted the lowest bid for the Terry Avenue Project and the decision was made to move forward with another company for \$10,000 more. She added bidding is time consuming and it would be futile to submit bids for future projects if the project of 2013 continues to follow them. Molina voiced she voted against the other contractor.

**MAYOR:**

The City received a letter from Chris "Shoots" Veis. He did not accept the offer for the Public Works Director position. It remains open until filled.

The Terry Avenue Project was awarded to Wharton Asphalt, LLC. The process will begin in June.

**OLD BUSINESS:**

Mayor Purcell reported the estimate to replace the roof at City Hall is \$9,750. Dyckman reported Montana Municipal Interlocal Authority (MMIA) will not cover the roof at City Hall. They have requested an additional estimate for the damage to the ceiling tiles, which will be covered. Greer asked why they denied the roof and Dyckman noted the adjuster from MMIA said it was worn out. Cory Kenney suggested to have the City Attorney write a letter to MMIA to consider reevaluating the reason why the roof became damaged. Molina motioned to table the matter to give Knudsen time to forward a letter and receive a response back from MMIA. Zent seconded. On a voice vote the motion was approved. The second estimate in the amount of \$1,500 is to replace the siding on the outside of City Hall at the front and back entrances.

Greer noted he had requested a list of equipment from Pine Ridge Roofing, LLC before approving the weed mowing bid. Greer, Krebs, and Molina agreed the equipment was more than adequate. Krebs motioned to accept the bid submitted. Knudsen reported the contract has not been reviewed by Pine Ridge Roofing, LLC. Krebs amended his motion adding for the Mayor to be authorized to sign the agreement if it is accepted by Pine Ridge Roofing, LLC. Zent seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Natasha Morton, on behalf of The 500 Club, requested approval of the Beer/Wine permit to include extended hours, the event and permit fees to be waived, and street closures of the 200 and 300 blocks of Center Avenue from June 22<sup>nd</sup> to June 24<sup>th</sup> for the Little Big Horn Days Concert and Street Dance. Approval has been received from the State for the 300 block. She asked if the City would provide the porta potties as they have done in the past. She noted the concert is Friday evening and asked if the City could also run the street sweeper Saturday morning as they have done each year on Sunday morning. Krebs suggested for her to contact Rock Massine. Greer noted he would like to see a hand washing station and wanted to verify there would be an ADA compliant (Americans with Disabilities Act) porta potty. Kepp motioned to approve the requests. Krebs seconded. On a voice vote the motion was unanimously approved.

Debra Stoddard addressed Council, on behalf of landowners on 8<sup>th</sup> Street, requesting a maintenance contract to grade and plow the street as needed in exchange for an agreement to pay for the service. She noted 8<sup>th</sup> Street is not in the City limits, and it is not considered a County road. They are "hobby farmers" and do not want to be annexed into the City. She added their road is a mess and they are more than willing to negotiate. Knudsen reported state law, 7-2-4702, prohibits services to be provided to those not paying taxes.

Budget Meetings were scheduled for June 4<sup>th</sup>, 6<sup>th</sup>, 18<sup>th</sup>, and 20<sup>th</sup> at 6:00 p.m. each evening.

**STAFF REPORTS:**

**Public Works:**

Mayor Purcell reported engineers will be assessing the LL Subdivision.

**Finance:**

Dyckman extended appreciation to Council for supporting herself and Zimmer to attend the 2018 Montana Municipal Institute for Clerks, Treasurers, & Finance Officers Training (MMCT&FOA).

**Legal:**

**Economic Development:**

Mayor Purcell reported there has recently been interest in development in Industrial Park and a new clinic may be built north of Shopko. Nothing has been confirmed at this time.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the Public Works position remains open. He also recognized Zimmer for completing her certification from MMCT&FOA.

**Sewer & Water:**

Kepp reported letters of support have been submitted for the Waste Water Treatment Plant Project. The letters will help with the grant process.

**Law Enforcement:**

Zent reported there was a meeting with County Commissioners and the City is currently waiting for additional budget numbers from the County. A committee meeting will be scheduled before the meeting with the County on May 31<sup>st</sup>.

**Streets & Alleys:**

Kautzman reported the curb and gutter ordinance, 9-1-4 of City Code, will be amended to require half of repair and replacement of all curb and gutters to be paid by the homeowner.

**Parks & Playgrounds:**

Krebs reported the park restrooms are open, the signage for the Primary school has been come in, and weed spraying has been completed in the parks. Greer suggested for the signs that will be removed from 3<sup>rd</sup> Street, at the Primary, to be moved to Cody Avenue.

**Finance/Landfill:**

Greer made a motion to approve the claims:

|                        | CLAIM No.     | Monthly Total       |
|------------------------|---------------|---------------------|
| April, 2018            | 23190 - 23209 |                     |
|                        | 23211, 23212  |                     |
|                        | 23214 - 23221 | \$ 39,346.06        |
| May, 2018              | 23210, 23213  |                     |
|                        | 23223 - 23226 | \$ 5,492.33         |
| <b>TOTAL Submitted</b> |               | <b>\$ 44,838.39</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2158: Amending the Landfill Fee Schedule.** Greer motioned to approve the Resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

Mayor Purcell reported a Montana Municipal Summit will be held June 5<sup>th</sup> in Roundup and a Law Enforcement meeting with the County is scheduled for May 31<sup>st</sup> at 11:00 a.m. in the County Courthouse.

**CLOSED SESSION:**

Council went into closed session at about 8:29 p.m. The meeting adjourned at 8:40 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor



**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk

**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for June 5, 2018 was called to order at 7:37 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Greer made the motion to approve the Council and Committee minutes as written for May 10, May 15, May 29, and May 31, 2018. Motion seconded by Kautzman. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                                   | CLAIM No.     | Monthly Total |
|-----------------------------------|---------------|---------------|
| May, 2018                         | 23227 - 23255 |               |
|                                   | 23279 - 23305 | \$ 83,371.44  |
| June, 2018                        | 23256 - 23278 | \$ 3,058.00   |
| <b>Claim Total (Expenditures)</b> |               | \$ 86,429.44  |
| <b>May, 2018 Payroll</b>          |               | \$ 124,765.61 |
| <b>TOTAL Submitted</b>            |               | \$ 211,195.05 |

Kepp seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:** N/A

**MAYOR:**

Mayor Purcell reported the format of the agenda has changed to follow the City ordinance. Alderman Kepp is retiring and submitted a letter of resignation.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell expressed and extended deep sympathy to the family of John Stanich for their loss. Mr. Stanich worked as the lead operator for the Waste Water Treatment Plant for over eight years. It will be a tough position to fill. The City received a letter of resignation from an employee at the landfill. The Public Works Superintendent position remains open and will be advertised with an application review date of Friday, July 13<sup>th</sup>. Mayor Purcell recognized Rock Massine for the outstanding job he has done as interim Public Works Director and for being proactive and keeping the City in compliance at the Wastewater Treatment Plant.

**Sewer & Water:**

Kepp motioned to have the yard of Stanich taken care of for a few months by the current lawn service that is contracted by the City. Krebs seconded. On a voice vote the motion was unanimously approved.

**Law Enforcement:**

Zent reported there have been ongoing meetings with County Commissioners. The County is searching for a longer term contract with built in increases. The committee is not opposed to the current amount with a 1% annual increase at year two and year three.



**Streets & Alleys:**

Kautzman reported leaf and grass debris are covered in City Ordinances. It would be good to have Joe Connelly talk to the residents. More information is needed to determine who is responsible for the trees that are pushing up the sidewalk along Center Avenue.

**Parks & Playgrounds:**

Krebs reported estimates will be discussed for a new slide and two backhoe diggers for the parks. The sprinkler system is not currently needed with the recent rainfall. The City will put up the signs at the Primary School in the coming months.

**Finance/Landfill:**

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

Mayor Purcell reported Dyckman submitted notes providing information about the various classes she and Zimmer attended at the 2018 Municipal Clerks, Treasurers, and Finance Officers Institute. A memorandum was received from the Montana Department of Transportation regarding the Transportation Alternatives (TA) program.

**UNFINISHED BUSINESS: N/A**

**NEW BUSINESS:**

Cal Cumin provided information on tax abatement and reported Blue Castle Holdings are interested in building a data processing center in Hardin. They are currently putting one in Butte and are also looking at Colstrip. Kepp added they will put in the infrastructure at no cost to the City or the taxpayers. Cory Kenney asked what the benefits for Hardin would be. Cumin reported they are to employ about twenty-five people, invest four million dollars, and provide an average annual salary of \$43,000. Jeff McDowell added the attraction to Hardin is the cold winters. Linda Greenwalt asked if someone was going to get in contact with other companies for "spin off" businesses, such as greenhouses and fish farms. Kepp noted there is a greenhouse company trailing Blue Castle Holdings. Cumin added the company is currently in negotiation with the landowner.

Rose Mercier requested a street closure of the 200 Block for the 4<sup>th</sup> of July parade and for the street to remain closed for the vendors and activities that follow the parade. Kepp motioned to approve the request. Zent seconded. On a voice vote the motion was unanimously approved.

The requests regarding the Farmers Market will be tabled to the next meeting.

Dyckman reported Cascade, MT sends out a Community Survey every January. The information is used to apply for grants and receive community input. Kepp reported the City did it in the past and it helped. Kautzman motioned to have a Community Survey mailed with a return deadline of August 1<sup>st</sup>. Krebs seconded. On a voice vote the motion was unanimously approved.

The estimate to replace a slide and purchase a mini backhoe digger for the parks is \$10,449.98. Krebs noted an additional backhoe digger has been added. Molina motioned to approve the purchase to include the price of the additional backhoe digger and shipping and handling. Zent seconded. On a voice vote the motion was unanimously approved.

Hardin Concrete & Const LLC submitted an estimate in the amount of \$8,955 to replace curb and gutter on the west side of 4<sup>th</sup> and 5<sup>th</sup> Street and Choteau Avenue. Kautzman motioned to approve the estimate. Greer seconded. On a voice vote the motion was unanimously approved.

The rectifier in the hill tank at the water treatment plant has failed and needs replacement. WBI Energy Corrosion Services quoted \$5,545 for a new rectifier to include removal of the existing unit and installation of the new unit. Kepp motioned to approve the purchase. Kautzman seconded. On a voice vote the motion was unanimously approved.

Russell Industries INC submitted a quote for a replacement submersible pump for the Parker Road lift station in the amount of \$11,308.50. Kepp motioned to approve the purchase. Krebs seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported the City has been approached by many teachers and family members of students at the Primary School requesting a 4 – way stop at 2<sup>nd</sup> Street West and Cody Avenue. Krebs motioned to approve implementing the 4 – way stop. Molina seconded. Greer suggested painting a crosswalk. Mayor Purcell noted it can be looked into. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Mayor Purcell reported Stahly Engineering assessed the LL Subdivision. There will be overtime on payroll due to the excess water from the recent storm. Kepp added the work put into the storm drain system was money well spent. The Terry Avenue Project is expected to begin July 9<sup>th</sup> with a tentative completion date of August 9<sup>th</sup>.

**Finance:**

Dyckman reported Budget Meetings are continuing.

**Legal:**

**Economic Development:**

Mayor Purcell reported there has recently been interest in development in Industrial Park and a new clinic may be built north of Shopko. Nothing has been confirmed at this time. Jeff McDowell is helping to facilitate economic development.

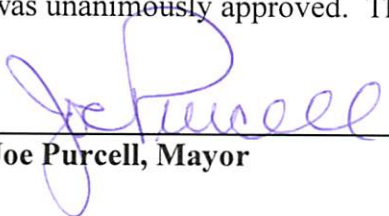
**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2159: Authorizing the Submission of TSEP Application.** Kautzman motioned to approve the Resolution. Krebs seconded. On a voice vote the motion was unanimously approved.

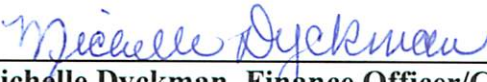
**ANNOUNCEMENTS:**

Mayor Purcell reported he will attempt to reschedule the Law Enforcement meeting with the County that was originally scheduled for June 7<sup>th</sup>. The Montana Main Street Program will meet June 19<sup>th</sup> at 12:00 p.m. at 3 Brothers Bistro. Mayor Purcell reported he and Joe Connelly will attend the Coal Board Meeting scheduled for June 20<sup>th</sup> at the Holiday Inn Express in Billings, MT. Budget Meetings are scheduled for June 6<sup>th</sup>, 18<sup>th</sup>, and 20<sup>th</sup> at 6:00 p.m. each evening and continuing as needed.

Greer motioned to adjourn the meeting. Krebs seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 8:27 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for June 19, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Clayton Greer, Kenny Kepp, Harry Kautzman, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council and Committee minutes as written for June 4, June 5, and June 14, 2018. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.     | Monthly Total        |
|------------------------|---------------|----------------------|
| May, 2018              | 23306 - 23312 |                      |
|                        | 23314 - 23316 |                      |
|                        | 23318 - 23325 | \$ 26,887.08         |
| June, 2018             | 23313, 23317  |                      |
|                        | 23326 - 23346 | \$ 407,502.75        |
| <b>TOTAL Submitted</b> |               | <b>\$ 434,389.83</b> |

Kepp seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney requested for public comment to be opened after discussion of Ordinance NO. 2018-09. He questioned what the situation was with the water tank that was mentioned in the budget meeting minutes. Mayor Purcell responded that the City is looking into options of lining or sealing the tank instead of replacing it. Kenney expressed concern about the lighting district rate increases between residential and commercial properties, and suggested for the City to look into investing in equipment that would grind up asphalt so it could be reused as a sub base for street projects.

**MAYOR:**

Mayor Purcell reported the Montana Main Street Program met June 19<sup>th</sup>, there is no information regarding the detention center, and he is anticipating an email that will provide updates on the power plant.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the City is currently advertising for a full time Maintenance Worker I Landfill position and a temporary Wastewater Treatment Plant Assistant Laborer. The Public Works Director position is open until filled.

**Sewer & Water:**

**Law Enforcement:**

Zent reported the City met with Big Horn County Commissioners and proposed \$450,000 plus the Victim Witness fees in the first year of the contract and 1% annual increase to the base amount in year two and year three. Negotiations are continuing.

**Streets & Alleys:**

The Terry Avenue Street Project is scheduled to begin July 9<sup>th</sup>.

**Parks & Playgrounds:**

Krebs reported the parks look good.

**Finance/Landfill:**

Budget meetings are continuing as needed.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

Mayor Purcell reported training dates are included in the information from the Montana Department of Transportation regarding the Transportation Alternatives (TA) program and the Montana Fish Wildlife & Parks Recreational Trails Programs.

**UNFINISHED BUSINESS:**

Mayor Purcell reported Jon Darr Matovich had previously approached Council requesting a water and sewer connection to LL Subdivision. Stahly has provided three proposals. Krebs and Molina agreed it would be a lot of money to commit for one person. Council was in agreement to table the proposals.

Knudsen reported the proposed contract between the City and Stillwater Mining has been approved by Montana Municipal Interlocal Authority (MMIA). Zent motioned to approve the contract as written. Kautzman seconded. Dyckman pointed out in section I it notes a one-year notice (365 days) from either party is required to end the normal term and in section VIII it notes Stillwater shall have the right to terminate upon a thirty (30) days' written notice. Zent amended his motion to include clarification for both sections to require a thirty (30) days' written notice to terminate the agreement and give the authority to Mayor Purcell to sign the revised contract. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Joe Connelly, Fire Chief of the Hardin Volunteer Fire Department, reported funding is low for the annual 4<sup>th</sup> of July fireworks display. There is \$2000 in the budget. Krebs asked if the Chamber of Commerce has provided any sponsorship. Connelly reported they have not yet. Kepp noted in the past it was never the responsibility of the Fire Department to fundraise for the fireworks, usually the Chamber would handle it. Kepp motioned to provide an additional \$1500. Molina seconded. On a voice vote the motion was approved. (5/0) Krebs abstained.

Donna Pratt requested a street closure at the 200 Block of Center Avenue for the River Valley Farmers Market each Thursday beginning August 2<sup>nd</sup> to September 13<sup>th</sup>. She also asked if the City could supply the portable toilets and hand sanitizing station. Krebs motioned to approve the requests. Greer seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported Rocky Mountain Power is scheduled to be caught up with Landfill payments by August 15<sup>th</sup>.

Letters of Interest for individuals interested in City Council Ward 3 can be submitted to Mayor Purcell at the City offices by July 12<sup>th</sup>. The submissions that meet the requirements will be reviewed by Council for approval and appointment. The individual will be required to apply to run in the next scheduled election if they are interested in remaining on Council.

WBI Energy Corrosion Services offers a bi-monthly maintenance which includes traveling to the site and verifying the rectifier is operating as intended every other month. A contract has not been received.

**STAFF REPORTS:**

**Public Works:**

Mayor Purcell reported the power went out at the Wastewater Treatment Plant multiple times yesterday, but it has been good today.



**Finance:**

Dyckman reported Budget Meetings are continuing. She provided information about the lighting district addressed by Kenney earlier in the meeting. "Mega lots" in Commercial districts help drive down the costs. There is a need for less lighting over a larger area.

**Legal:**

Knudsen reported the City received a formal letter from MMIA denying coverage for the City Hall roof. The ceiling tiles in the offices will be covered. Kenney asked if the roof is that bad and added any metal roof with an ice dam will leak. He also suggested repairing the roof, not replacing it. Knudsen will follow up MMIA for clarification if a repaired roof would be covered in future in the event it would become damaged.

**Economic Development:**

Mayor Purcell reported he will meet with Charlene Johnson of Plenty Doors Community Development Corporation on June 28<sup>th</sup> to discuss development options.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2160: Regarding City Credit Cards.** Kautzman motioned to approve the Resolution. Kepp seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2161: Establishing Wages for Certain City Employees for Fiscal Year 2018/2019.** Kautzman motioned to approve the Resolution. Kepp seconded. On a voice vote the motion was unanimously approved.

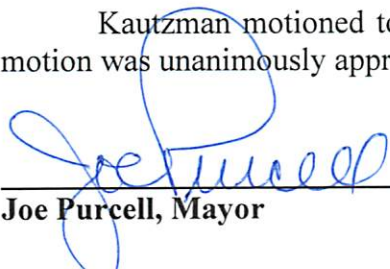
**Resolution NO. 2162: Establishing Wages of Non-Union Employees for Fiscal Year 2018/2019.** Krebs motioned to approve the Resolution. Zent seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-09: Amending City Code Regarding the Repair and Replacement of Curbs and Gutters.** Molina expressed concern of paragraph 3B that the property owner(s) would be responsible for the cost of engineering. Krebs motioned to approve the Resolution contingent upon removing the words "including the cost of engineering" in sub-section 3B. Molina seconded. On a voice vote the motion was unanimously approved.

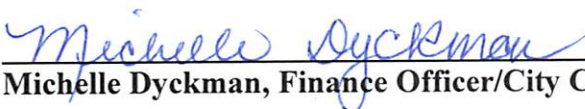
**ANNOUNCEMENTS:**

Mayor Purcell recognized employees Michael Hurff, eight years, and Dean Baker, four years for their dedication of service to the City. Mayor Purcell reported he and Joe Connelly will attend the Coal Board Meeting scheduled for June 20<sup>th</sup>. A Budget Meeting is scheduled for the 20<sup>th</sup> at 6:00 p.m. and more meetings will be scheduled as needed.

Kautzman motioned to adjourn the meeting. Greer seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 8:38 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for July 3, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Karen Molina, Darren Zent, and Jeremy Krebs. Ward 3 has a vacancy.

Also present: Finance Officer/City Clerk Michelle Dyckman, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Krebs made the motion to approve the Council and Committee minutes as written for June 19 and June 18 and 20, 2018. Motion seconded by Zent. On a voice vote, the motion was unanimously approved.

Molina made a motion to approve the claims:

|                                   | CLAIM No.     | Monthly Total        |
|-----------------------------------|---------------|----------------------|
| June, 2018                        | 23347 - 23390 |                      |
|                                   | 23416 - 23418 | \$ 131,207.49        |
| July, 2018                        | 23391 - 23415 | \$ 8,619.93          |
| Transfer funds                    | CL 23350      | \$ (80,485.40)       |
| <b>Claim Total (Expenditures)</b> |               | <b>\$ 59,342.02</b>  |
| <b>TOTAL Submitted</b>            |               | <b>\$ 139,827.42</b> |

Zent seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

**MAYOR:**

Mayor Purcell reported there is not any new information on the Detention Center and Rocky Mountain Power Plant has promoted the idea to the Department of Commerce of a hub system for server farms to be located at the power plant, but there is nothing final at this time.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported interviews are expected to be held this week for the job openings at the Landfill and Wastewater Treatment Plant.

**Sewer & Water:**

**Law Enforcement:**

Zent reported there has not been a response from Big Horn County regarding the law enforcement agreement.

**Streets & Alleys:**

The Terry Avenue Street Project has been rescheduled to begin July 15<sup>th</sup>.

**Parks & Playgrounds:**

**Finance/Landfill:**

Budget meetings are continuing as needed.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

Mayor Purcell reported the City-County Planning Board (CCPB) submitted a funding request and a proposed budget. The City received the Montana Department of Transportation Newsline publication.

**UNFINISHED BUSINESS:**

Knudsen reported he reached out to Montana Municipal Interlocal Authority (MMIA) asking what the ramifications could be if the City didn't repair the roof at City Hall. He has not received a response yet.

**NEW BUSINESS:**

Mayor Purcell reported the City has received an estimate from Wharton Asphalt, LLC in the amount of \$15,880 to pave the Ping parking lot at City Court. The estimate is only valid for the job to be completed while they are in the City for the Terry Avenue Project. It will cost the City about \$20,000 to prepare the lot, for a total of approximately \$35,000 - \$36,000. Krebs motioned to approve the amount of \$15,880 to pave the parking lot and for the City cost. Molina seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported the City received an estimate from Pink Hill, LLC in the amount of \$14,670 to move and stockpile dirt at the Landfill. Molina motioned to approve the request. Krebs seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported the rate for tire disposal at the landfill is \$159.50 a ton for whole tires and \$41.25 a ton for cut tires. The recommendation is for there to be one flat fee for the tires whether they are whole or cut. Cory Kenney asked if it is a charge for individual tires or bulk. It was clarified it is for bulk. Krebs motioned for a resolution to be drafted for a flat rate of \$159.50 a ton for tires that come into the landfill. Zent seconded. On a voice vote the motion was unanimously approved.

Dyckman reported the letter from the auditor for Fiscal Year 2017 has been received and states a disclaimer of opinion on Two Rivers Authority financials. Molina and Krebs asked what could be done to have it removed and what the options are. Debbie Winburn asked if the City is liable for costs. Knudsen reported at this point the City is not legally liable. Two Rivers is its own entity separate from the City. Knudsen noted the statutes are clear on the creation of a Port Authority, but they are not clear on the dissolution.

**STAFF REPORTS:**

**Public Works:**

Mayor Purcell reported there are a lot of trees down from last night's storm and power was lost at the Wastewater Treatment Plant. The City has received approval from the Montana Department of Environmental Quality (DEQ) for a Temporary Certification for Dean Baker to operate the Wastewater Treatment Plant.

**Finance:**

Dyckman reported Budget Meetings are continuing.

**Legal:**

Knudsen reported the U.S. Supreme Court passed the Janus decision. It does not require City and other employees to be a part of a Union. Knudsen noted he is working with the Big Horn Hospital Association on the easements for the utilities on Miles Avenue.

**Economic Development:**

Mayor Purcell reported he attended a meeting with Charlene Johnson of Plenty Doors Community Development Corporation on June 28<sup>th</sup> at Little Big Horn College. A forum is being created for growth and development in the communities and surrounding areas.

**RESOLUTIONS & ORDINANCES:**

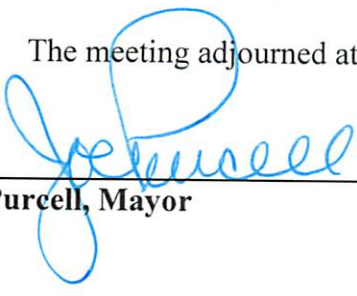
**Ordinance NO. 2018-09: Amending City Code Regarding the Repair and Replacement of Curbs and Gutters.** Krebs made a motion to approve the second reading of the ordinance. Molina seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

Mayor Purcell reported City offices will be closed for the 4<sup>th</sup> of July Holiday; Ward 3 Letters of Interest are due by July 12<sup>th</sup>; the Public Works Director application review is July 13<sup>th</sup> and the position is open until filled; the City of Hardin Community Needs Survey is due by August 1<sup>st</sup>; Budget meetings are continuing as needed; and the City-County Planning Board will be holding a Public Hearing Monday, July 16<sup>th</sup> at 7:00 p.m. for a conditional use application requesting to continue an auto repair business at 22 3<sup>rd</sup> Street East.

Zent motioned to close the meeting for a Closed Session legal update. Krebs seconded. On a voice vote the motion was unanimously approved. The meeting closed at 8:01 p.m.

The meeting adjourned at 8:04 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

ATTEST:

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**SPECIAL COUNCIL MEETING: The Special Council Meeting for July 17, 2018 was called to order at 6:52 p.m. with Mayor Joe Purcell presiding.**

The following Alderman were present: Harry Kautzman, Clayton Greer, Karen Molina, Jeremy Krebs and Darren Zent.

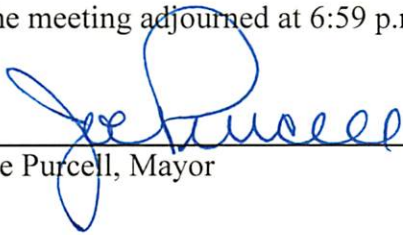
Also present: Finance Officer/City Clerk Michelle Dyckman, interim Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer and several members of the public.

**PUBLIC COMMENT: N/A**

Mayor Purcell reported the Ward 3 candidates were Tony Maxwell and Bill Hodges. Maxwell addressed Council providing information on how he would be an asset to the City Council. Mayor Purcell conveyed Hodges was currently out of town and unable to attend the meeting. Kautzman voiced Maxwell would be an excellent addition to Council with the experience he has in the water, sewer, and street departments. It was also voiced that Hodges is a good candidate too.

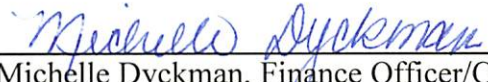
The meeting closed at 6:57 for a Personnel meeting.

The meeting adjourned at 6:59 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor



**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for July 17, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Harry Kautzman, Clayton Greer, Karen Molina, Darren Zent, and Jeremy Krebs. Ward 3 has a vacancy.

Also present: Finance Officer/City Clerk Michelle Dyckman, interim Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council and Closed Session minutes as written for July 3, 2018. Motion seconded by Krebs. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.            | Monthly Total       |
|------------------------|----------------------|---------------------|
| June, 2018             | 23419 - 23438        |                     |
|                        | 23441 – 23447, 23450 | \$ 53,432.70        |
| July, 2018             | 23439, 23440         |                     |
|                        | 23448, 23449         | \$ 19,054.54        |
| <b>TOTAL Submitted</b> |                      | <b>\$ 72,487.24</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney asked if Northwest Energy could be contacted about getting LED lights installed in the street lights. He noted the Yellowstone Farmers Market begins two weeks before the River Valley Farmers Market.

**MAYOR:**

Mayor Purcell reported he received a letter of resignation from Alderman Darren Zent. His last meeting will be August 21<sup>st</sup>. It was conveyed that he will be missed.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the position for the Wastewater Treatment Plant Assistant Laborer will be re-advertised as a full time Operator in Training I. Applicants that applied for the temporary position will have the opportunity to forward their applications to the new position. Interviews will tentatively be scheduled for August 7<sup>th</sup> for the Public Works Superintendent position. The landfill position is in the pre-employment process.

**Sewer & Water:**

**Law Enforcement:**

Mayor Purcell reported a letter was received from the Big Horn County Commissioner's Office regarding the law enforcement agreement. It is in the review process.

**Streets & Alleys:**

The Terry Avenue Street Project has been rescheduled to begin Monday, July 23<sup>rd</sup>.

**Parks & Playgrounds:**

Krebs reported the new playground equipment is expected to arrive next month.

**Finance/Landfill:**

Budget proposals for Street Maintenance, Lighting District #1, Lighting District #54, Sewer, and Water were reviewed during a budget meeting. Landfill services and the wage at

the Wastewater Treatment Plant were also reviewed.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

A Special Meeting was held to review candidates for the vacancy in Ward 3.

**PETITIONS & COMMUNICATIONS:**

**UNFINISHED BUSINESS:**

Knudsen reported Stillwater Mining Company agreed to amend the termination clause for the landfill gypsum contract to give each party equal time of six months. Kautzman motioned to approve the agreement to include the amendment. Krebs seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Mayor Purcell reported Tony Maxwell and Bill Hodges submitted letters of interest for the Ward 3 vacancy. Zent motioned to appoint Maxwell as Ward 3 Alderman. Molina seconded. On a voice vote the motion was unanimously approved

Mayor Purcell suggested to appoint Maxwell to the committees that were held by Kenny Kepp. Council agreed. Molina motioned to appoint Kautzman as President of the Board. Greer seconded. On a voice vote the motion was approved. (4/0) Kautzman abstained.

The Public Hearing for Street Maintenance was scheduled for August 7<sup>th</sup>, 2018 at 6:45 p.m. Interviews for Public Works Director can be held on a separate evening.

**STAFF REPORTS:**

**Public Works:**

**Finance:**

Dyckman reported the City received the Fiscal Year 2017 audit report.

**Legal:**

**Economic Development:**

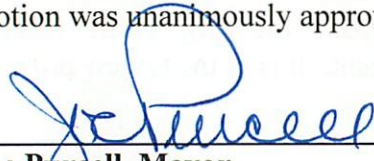
Mayor Purcell reported there is not any new information regarding Two Rivers Detention Facility, and he expects to be in contact with the Power Plant this week.

**RESOLUTIONS & ORDINANCES:**

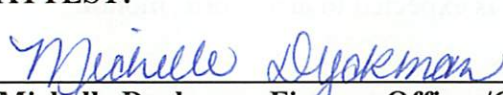
**ANNOUNCEMENTS:**

Mayor Purcell reported Aaron Baker, Nathan Enick, and Jim Seykora are celebrating three years with the City. A Law Enforcement meeting with Big Horn County has not been scheduled at this time, the City of Hardin Community Needs Survey is due by August 1<sup>st</sup>, interviews will be scheduled for the Public Works Superintendent position, and the Public Hearing the Street Maintenance is scheduled for August 7<sup>th</sup>, 2018 at 6:45 p.m.

Greer motioned to adjourn the meeting. Kautzman seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 7:49 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**PUBLIC HEARING:** The Public Hearings for **Street Maintenance District, and Street Maintenance Levies and Assessments** were opened at 6:49 p.m. by Mayor Purcell.

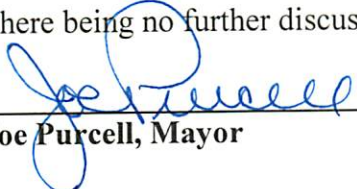
Present at the Hearing were Council Members: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Darren Zent, and Jeremy Krebs. City Staff: Finance Officer/City Clerk Michelle Dyckman, interim Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**PUBLIC COMMENT:**

Conrad Yerger asked what the plan was on street maintenance. Dyckman noted the intent is to raise rates 10%. Review of the budget indicates a 30% increase is needed, but it is not ideal to have an increase of that amount at one time. Yerger reported Rocky Mountain Power is \$15,433 delinquent in paying taxes and that is half of what the total increase would be to City residents. Dyckman noted delinquent revenues are not a factor in determining increases. Mayor Purcell added that at the end of the year delinquent revenues cause the street maintenance fund to come out at a loss and when they are paid they "backfill" into the fund. Laurie Tschetter voiced that when they finally pay their taxes the residents do not get a break. Yerger reported he does not have any businesses on his property and he has personally cleaned his road two times this winter and Rocky Mountain Power does not pay their taxes and their roads were cleaned. Krebs voiced that the City doesn't want to raise rates, it is doing as much as it can by trying to dwindle down spending and by pushing off projects. Yerger suggested to deny services to Rocky Mountain Power. He asked if Two Rivers Authority has paid their tax bill. Dyckman noted she will look into it. Krebs asked Knudsen what steps could be taken to get money from unpaid property taxes. Knudsen provided information on the tax lien process. Debbie Winburn asked how much of the street maintenance budget was spent on chip sealing. Dyckman reported the City tries to budget \$80,000 each year for chip sealing projects. There were not any projects this past year.

Tschetter reported her business is seasonal and she is being charged for water even though it is shut off all winter long. Mayor Purcell suggested for her set up a meeting with he and Massine.

There being no further discussion, the Public Hearing was adjourned at 7:24 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

ATTEST:

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for August 7, 2018 was called to order at 7:51 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Darren Zent, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, interim Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council, Special Council, Closed Session, and Committee minutes as written for July 17, 2018. Motion seconded by Greer. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                                    | CLAIM No.            | Monthly Total        |
|------------------------------------|----------------------|----------------------|
| June, 2018                         | 23520, 23531         |                      |
|                                    | 23533, 23534         | \$ 2,107.15          |
| July, 2018                         | 23451 - 23489        |                      |
|                                    | 23511 - 23519        |                      |
|                                    | 23521 – 23528, 23532 | \$ 231,696.81        |
| August, 2018                       | 23490 - 23510        |                      |
|                                    | 23529, 23530         | \$ 3,058.00          |
| Transfer funds                     | 23523                | \$ (88,489.07)       |
| <b>Claims Total (Expenditures)</b> |                      | <b>\$ 148,372.89</b> |
|                                    |                      | <b>\$ 88,489.07</b>  |
| June, 2018 Payroll                 |                      | \$ 211,636.99        |
| July, 2018 Payroll                 |                      | \$ 100,645.17        |
| <b>TOTAL Submitted</b>             |                      | <b>\$ 549,144.12</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:** N/A

**MAYOR:**

Mayor Purcell reported Coal Country Little League received a storage shed through the Hardin Community Endowment Program with the City acting as a pass through.

Mayor Purcell announced the deadline is August 16<sup>th</sup> for Letters of Interest to be submitted for Ward 2 Alderman and for the City-County Planning Board vacancies. The City received approximately 180 Community Needs Surveys.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported Dean Baker is working on his Wastewater Treatment Plant certification and interviews will be schedule for the full time Operator in Training I position. The Landfill position has been re-advertised.

**Sewer & Water:**

**Law Enforcement:**

Zent reported Knudsen will draft a counter proposal for Law Enforcement negotiations.

**Streets & Alleys:**

Kautzman reported the Terry Avenue Street Project is coming along really well and the City crew is doing a good job on the Ping Parking lot preparing it for paving.

**Parks & Playgrounds:**

Krebs reported the new playground equipment is expected to be installed in September and the parking regulation signs have been installed at the Primary School.

**Finance/Landfill:**

Greer reported the Landfill committee is in agreement for the proposed Landfill rate increases. A resolution will be drafted and brought before Council.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

The City received newsletters from Montana Municipal Interlocal Authority and Southeastern Montana Tobacco Use Prevention Program (SEMTUPP).

**UNFINISHED BUSINESS:**

Massine reported paving is expected to begin soon on Terry Avenue. Greer asked if the Ping Parking lot was ready for paving. Massine reported it will be ready this week.

**NEW BUSINESS:**

The City requires dogs and cats to be licensed with the City each year. The application provides verification an animal has been vaccinated against rabies for the safety and health of the public and provides owner information if an animal becomes separated from their owner. Knudsen asked for the licensing penalties to be considered for adjustment. An owner that is ticketed for their dog being "at large" and it not licensed with the City is required to license their pet. The penalty is steep when added to the court fines. Greer suggested a flat penalty and Kautzman suggested \$25.00. An ordinance will be drafted to reflect a flat fee of \$25 if the animal has not been registered by February 1<sup>st</sup>.

Knudsen reported there has been a lot more dog bites this year. State law allows the City to pass its own vicious dog ordinance. Currently there is no way to stop it to protect the public. Council agreed for an ordinance to be drafted.

Dyckman reviewed May financial reports. The Pledge Report was submitted for approval. Zent motioned to approve the report. Greer seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

**Finance:**

Dyckman reviewed Certified Taxable Values from the Department of Revenue. A Budget meeting will be held August 21<sup>st</sup>.

**Legal:**

**Economic Development:**

Mayor Purcell reported there is not any new information regarding Two Rivers Detention Facility.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2163: Assessing the Cost of Street Maintenance District Number 1.** Zent motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.



**Resolution NO. 2164: Establishing Wages of a Certain Employee for Interim Position Work.** Krebs motioned to approve the resolution amending the effective date to June 19th. Greer seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2165: Granting Certain Elected and Other Officials Authority To Sign For Bank Accounts And Certificates Of Deposit Held By The City Of Hardin And Removing Others.** Molina motioned to approve the resolution. Krebs seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2166: Discontinuing a Fee of \$1.00 for Each Automated Clearing House (ACH) Transaction.** Krebs motioned to approve the resolution. Zent seconded. On a voice vote the motion was unanimously approved.

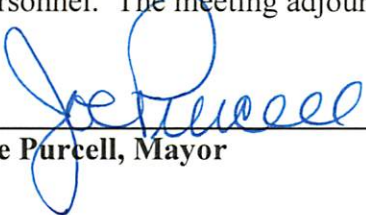
**Resolution NO. 2167: Intention To Increase Rates And Charges For The Users Of The Water And Sewer Systems.** Yerger asked if the water revenues decreased \$60,000 - \$70,000 due to the change in the school water system. Dyckman reported it is expected to decrease that amount over a five year period. Zent motioned to approve the resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-10: Amending City Code Regarding The Deposit Collected For Water And Sewer Accounts.** Laurie Tschetter reported every year she receives certified letters for delinquent water bills her tenants have left unpaid. She added to just give her the bills and she will pay them. Zent made a motion to approve the first reading of the ordinance. Greer seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

Mayor Purcell reported Ward 2 Letters of Interest and City-County Planning Board Letters of Interest are due by August 16<sup>th</sup>, 2018.

The regular meeting was closed to the public at 8:48 p.m. regarding Legal and Personnel. The meeting adjourned at 8:55 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING: The Regular Council Meeting for August 21, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.**

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, interim Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Greer made the motion to approve the Council, Public Hearing, Closed Session, and Committee minutes as written with a correction to the Landfill committee minutes for August 7, 2018. Motion seconded by Kautzman. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.                                       | Monthly Total       |
|------------------------|-------------------------------------------------|---------------------|
| June, 2018             | 23535, 23540                                    | \$ 1,328.00         |
| July, 2018             | 23536 - 23539<br>23541 - 23543<br>23547 - 23559 | \$ 24,124.68        |
| August, 2018           | 23544 - 23546<br>23560, 23561                   | \$ 16,377.80        |
| <b>TOTAL Submitted</b> |                                                 | <b>\$ 41,830.48</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Mitch Evans provided a summary of a letter he gave to Council. He expressed issues he is having with parking at his residence. He lives near the hospital and clinic and several employees park in front of their residence for the majority of the day. He asked if Council could consider designating a section of the street they live on and also a section of Miles Avenue as residential parking with visitor parking or to have time restrictions.

Laurie Tschetter reported that she had someone come into her park with a load of garbage and asked if they could use her dumpsters. She added she isn't sure what the solution would be. She also noted her concern that the swimming pool doesn't charge an adequate fee for showers to be used at the facility during the Crow Fair. She added that she charges \$8 per shower, Love's Travel Stop charges over \$12 per shower, and the pool could use some of that additional funding for repairs.

**MAYOR:**

Mayor Purcell reported there were four Letters of Interest for Ward 2 Alderman submitted. The candidates will have an opportunity to address the public and Council at the September 18<sup>th</sup> meeting.

Mayor Purcell announced he will be hosting a Public Hearing about the Community Needs Assessment on September 6<sup>th</sup> at 6:30 p.m. at the Hardin Depot.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the Operator in Training I position at the Wastewater Treatment Plant has been filled and the applications for the Landfill position will be reviewed.

**Sewer & Water:**

Maxwell reported the Variable Frequency Drives (VFD's) need to be replaced and repairs are being made to the skirting at the clarifier at the Wastewater Treatment Plant.

**Law Enforcement:**

A reply letter was sent to the County regarding the Law Enforcement Agreement.

**Streets & Alleys:**

Kautzman reported Terry Avenue and the Ping parking lot look really good. A committee meeting will be scheduled to discuss concerns about signs that were taken down on 3<sup>rd</sup> Street at the Primary and the request of Mr. Evans concerning residential parking.

Krebs reported new signs with additional wording will be purchased for parking at the primary school.

**Parks & Playgrounds:**

Krebs reported the new slide is expected to be replaced in South Park next week and the parking regulation signs have been installed by the Primary School.

**Finance/Landfill:**

Greer reported a correction was made to the Landfill committee minutes of August 7, 2018 clarifying charges and fees for animal disposal.

Budget changes, Levies and Permissive Medical levies, and the Capital Improvement plan were discussed during a committee meeting.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

The City received information from the Montana Department of Transportation (MDT) providing information for the Transportation Alternatives Program Training Opportunity.

**UNFINISHED BUSINESS:**

Greg Steckler, of Stahly Engineering, provided information on possibilities for funding for the upgrades of the Wastewater Treatment plant that are outlined in the Preliminary Engineering Report (PER). He reviewed maximum potential funding amounts for the Renewable Resource Grant and Loan Program (RRGL) and Treasure Sate Endowment Program (TSEP). These grants have been submitted. He also reviewed the CDBG and Rural Development Water & Waste Disposal Loan and Grant Program (USDA) as additional potential funding sources and what their requirements applying. Robie Culver, Grant Specialist of Stahly Engineering, added the Community Development Block Grant Program (CDBG) is a matter of timing, it could be applied for now or it can be applied for at a later date if the City decides to sponsor the hospital. Krebs asked about the other options available for the upgrade. Steckler noted the project could be done in phases. Greer asked if the grants would be available if the upgrade was completed in phases. Steckler noted they are one time grants and they are contingent on the sewer rate being met. Culver added they can help administer the grants.

Mayor Purcell reported there was five applicants to include one in house applicant for the Public Works Director position. He made a recommendation to hire Rock Massine as the Public Works Director. Kautzman motioned to approve the recommendation. Krebs seconded. On a voice vote the motion was unanimously approved.

Knudsen reported he received a response from Montana Municipal Interlocal Authority (MMIA) addressing the roof at City Hall. They will not cover the roof from the current damage, but it will continue to be covered if other events occur. Massine reported the roof can be repaired or replaced. Estimates will be reviewed before a decision is made.

Mayor Purcell reported the City has not currently received a response from the County regarding Law Enforcement negotiations.

**NEW BUSINESS:**

Mayor Purcell reviewed a letter from the City-County Planning Board (CCPB) for a recommendation of a Conditional Use Permit for Jaime Aceves. Knudsen reported the Conditional Use Permit is part of the enforcement by the City to enforce zoning and community decay. He added a wrecking yard is prohibited in C-1 zoning district. Debbie Winburn asked if this also addresses the parking of vehicles at that location. Knudsen replied it will need to be enforced. Kautzman noted he would rather not have a wrecking yard in the City of Hardin. The Mayor asked for a motion. No motion was made for the Conditional Use Permit.

Mayor Purcell reported he received a Letter of Interest from Jeffrey McDowell for the City-County Planning Board vacancy. McDowell added he has been part of the board before. Kautzman motioned to approve the appointment. Greer seconded. On a voice vote the motion was unanimously approved.

Bill Hodges, Outreach Senior Director of the Big Horn Memorial Hospital Association, provided a program overview of the CDBG and requested sponsorship from the City through the grant process. Kristi Gatrell, CEO of the Hospital Association, provided an overview of a pamphlet of the Case Statement that included information of the hospital renovation. Hodges added the CDBG should be available for when the City is ready to apply in a year. Krebs motioned to sponsor the CDBG for the Hospital Association. Molina seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Massine reported the Terry Avenue Project is near completion.

**Finance:**

**Legal:**

Knudsen reported the City reached out to the County to determine how much they will pay for county residents to dispose of garbage at the landfill. The City has not currently received a response.

**Economic Development:**

Mayor Purcell reported the Montana Community Foundation will be meeting in Red Lodge at the end of this year. McDowell added the Billings Kiwanis will be meeting with the Montana Community Foundation on Wednesday, August 29<sup>th</sup> at 12:00 p.m. at Three Brothers Bistro.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2168: Establishing Fees and Penalties for Licensing of Cats and Dogs in the City Limits.** Kautzman motioned to approve the resolution. Maxwell seconded. On a voice vote the motion was unanimously approved.

**Ordinance NO. 2018-10: Amending City Code Regarding The Deposit Collected For Water And Sewer Accounts.** Kautzman made a motion to approve the second reading of the ordinance. Greer seconded. On a voice vote the motion was unanimously approved.

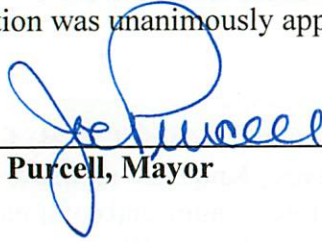
**Ordinance NO. 2018-11: Amending City Code Regarding Dangerous Animals.** Kautzman made a motion to approve the first reading of the ordinance. Greer seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

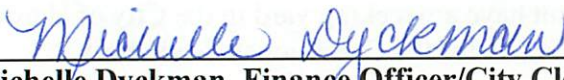
Mayor Purcell reported the Resilience Summit will be held August 28<sup>th</sup> in the Big Horn County Library from 3:00 p.m. to 5:30 p.m. Chris Schneider is celebrating thirteen years with the City, offices will be closed Monday, September 3, 2018 for Labor Day, and a Public Hearing providing information on the Community Needs Assessment will be held on September 6, 2018 at the Hardin Depot. The time will be announced.



Kautzman motioned to adjourn the meeting. Greer seconded. On a voice vote the motion was unanimously approved. The meeting adjourned at 8:43 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

ATTEST:

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**PUBLIC HEARING:** Public Hearings for the **Intent to Increase Water and Sewer Rates and Budgets, Levies, and Assessments** was opened at 7:00 p.m. by Mayor Purcell.

Present at the Hearing were:

Council Members: Harry Kautzman, Clayton Greer, Tony Maxwell, and Jeremy Krebs.

City Staff: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen, and several members of the public were also present.

Kenny Kepp asked what the proposed increases were for water and sewer. Dyckman reported only the sewer rate would be increasing and there will now be a reconnect fee for every reconnection. He asked if the increase was to get to the target number for grants applied for the Wastewater Treatment Plant upgrades. She noted the City is above the target rate for sewer. Water is below the target rate.

Mike Martinsen commented the north side of his house is 400 feet from sewer access and one piece of his property does not have any access. He noted it has been suggested that he could subdivide his 8 acre property, but he cannot because he doesn't have access to sewer services. He added it is making it difficult for him to sell his property, he is "landlocked". He voiced he pays more taxes than most people in town and that he could sell it if he had services and if a person was able to have animals on the property. He asked Council for suggestions of what he can do.

The Public Hearing was adjourned at 7:08 p.m.

**COUNCIL MEETING:** The Regular Council Meeting for September 4, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council and Committee minutes as written for August 21, 2018. Motion seconded by Krebs. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                                    | CLAIM No.     | Monthly Total        |
|------------------------------------|---------------|----------------------|
| June, 2018                         | 23575         | \$ 800.00            |
| August, 2018                       | 23562 - 23574 |                      |
|                                    | 23576 - 23614 |                      |
|                                    | 23639 - 23640 | \$ 89,645.13         |
| September, 2018                    | 23615 - 23638 | \$ 172,276.91        |
| <b>Claims Total (Expenditures)</b> |               | <b>\$ 262,722.04</b> |
| August, 2018 Payroll               |               | \$ 124,371.52        |
| <b>TOTAL Submitted</b>             |               | <b>\$ 387,093.56</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Bill Hodges, Foundation Director of the Big Horn Memorial Hospital Association, extend a Thank You to the Council for endorsing the hospital for the Community Development Block Grant Program (CDBG). He gave invitations to Council and announced the ground breaking ceremony for the hospital renovation is scheduled for Wednesday, October 3<sup>rd</sup> at 5:30 p.m.

Cory Kenney referenced the letter from the County Commissioners and asked how much the city gets for alcohol related citations. He suggested a membrane roof to be placed on the roof at City Hall is the decision is to replace it.

Debbie Winburn reported there is a lot of foot traffic behind the 1100 block of Crawford. Also, people are going in and out of an abandoned home on Center Avenue. She would like to see the home secured or taken down.

Kevin Cannon asked what the procedure would be to purchase a vacant lot that is owned by the City. Mayor Purcell reported it will be looked into.

**MAYOR:**

Mayor Purcell reported there is not any new information on the power plant, negotiations are in progress for the Detention Center, Secretary of State Corey Stapleton will be in Hardin to meet with local community leaders on September 13<sup>th</sup>, a public hearing for the Community Needs Assessment is scheduled for Thursday, September 6<sup>th</sup> at 6:30 p.m., and the Montana Community Foundation has a schedule meeting in Red Lodge the 17<sup>th</sup> and 18<sup>th</sup> of September.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the Operator in Training I position at the Wastewater Treatment Plant has been filled and applications are still being accepted for the Landfill position.

**Sewer & Water:**

Maxwell reported the skirting for the clarifier at the Wastewater Treatment Plant has been repaired.

**Law Enforcement:**

A reply letter was received from the County regarding the Law Enforcement Agreement.

**Streets & Alleys:**

Kautzman reported the committee discussed residential parking at the residences of Mitch Evans and Jean Miller. The parking at the Primary on the south side of Third Street will be monitored to see how the parking situation develops.

**Parks & Playgrounds:**

Krebs reported the new slide has been installed at South Park and two mini excavators for the park have been purchased and will be installed in the future.

**Finance/Landfill:**

Greer reported budgets updates included potential repairs costs for the Bomag and fees associated with surveying and engineering costs to extend the life and longevity of the landfill.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

The City received the Continuing Disclosure from U.S. Bank. \$169,218.91 will be paid on September 5<sup>th</sup>. This represents a partial payment of the interest money due on March 1, 2017.

**UNFINISHED BUSINESS:**

Mayor Purcell reported the previous estimates provided by Pine Ridge Roofing LLC for the roof at City Hall are still good. Krebs asked if the replacement was budgeted for. Dyckman reported it is in the budget updates. Greer asked for the current roofing to be salvaged. Kautzman motioned to approve up to the estimate amount of \$18,850 and to maintain ownership of the removed roofing material. Krebs seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell provided a summary of the letter received from Big Horn County Commissioners regarding law enforcement negotiations. They have denied the previous offer from the City. Krebs reported the amount will only go up after the three years and the annual increases will compound on itself. He added the victim witness fees should go to the County. Kautzman motioned to deny the counter offer. Greer seconded. On a voice vote the motion was approved. (4/1) Molina recused. A committee meeting will be scheduled to discuss further negotiations.

Knudsen reported he is waiting for information regarding the amount of fines and fees collected by City Court. Dyckman referenced the proposed budget and reported \$76,500 was collected in fiscal year 2017-2018. Krebs noted that amount is used for the operation of City Court.

**NEW BUSINESS:**

Kautzman motioned to approve residential parking signs to be installed at the residences of Mitch Evans and Jean Miller. Krebs seconded. On a voice vote the motion was unanimously approved.

Dyckman reviewed the auditor contract from Tripp & Associates. Kautzman motioned to approve the contract. Greer seconded. On a voice vote the motion was unanimously approved.

Massine reported the cathodic protection in the water tank is in need of repair or replacement. Greer motioned to authorize up to \$16,000 for the project. Kautzman seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Massine reported the Terry Avenue Project looks good and is done other than a few items from the "punch list" that will be addressed.

**Finance:**

Dyckman reviewed budget changes for Fiscal Year 2018-2019.

**Legal:**

Knudsen reported the he has been in contact with Love's Travel Stop regarding negotiations for an easement on the south edge of their property. Love's Travel will conduct a survey.

**Economic Development:**

Mayor Purcell reported the Billings Community Foundation met recently and he will attend the Montana Community Foundation meeting in Red Lodge September 17<sup>th</sup> and 18<sup>th</sup>.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2169: Amending the Landfill Fee Schedule.** Greer motioned to approve the resolution. Krebs seconded. On a voice vote the motion was unanimously approved. Knudsen reported he sent a letter to the County to determine how much they will pay for county residents to dispose of garbage at the landfill. He has not currently received a response.

**Resolution NO. 2170: Assessing the cost of Garbage Disposal to City Property Owners for Fiscal Year 2018/2019.** Kautzman motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.



**Resolution NO. 2171: Assessing the cost of Maintaining Special Improvement Lighting District No. 1, to the Property Owners of said District, for Fiscal Year 2018/2019.** Kautzman motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2172: Assessing the Cost of Maintaining Special Improvement Lighting District No. 54, to the Property Owners of said District, for Fiscal Year 2018/2019.** Kautzman motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2173: To approve Assessments Being Placed on the Real Property Tax Rolls as a Special Assessment.** Greer motioned to approve the resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2174: Approving and Adopting the Budget for the Fiscal Year 2018/2019.** Kautzman motioned to approve the resolution. Krebs seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2175: Taxes / Levies Fiscal Year 2018/2019.** Kautzman motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2176: To Increase Rates and Charges for the Users of the Water and Sewer Systems.** Greer motioned to approve the resolution. Maxwell seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2177: Establishing Wages of a Non-Union Employee for the Remainder of Fiscal year 2018/2019.** Krebs motioned to approve the resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

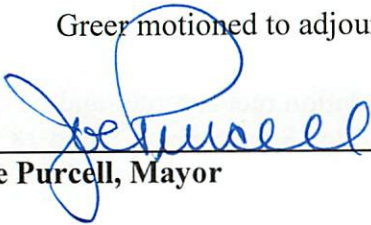
**Ordinance NO. 2018-11: Amending City Code Regarding Dangerous Animals.** Krebs made a motion to approve the second reading of the ordinance. Greer seconded. On a voice vote the motion was unanimously approved.

#### **ANNOUNCEMENTS:**

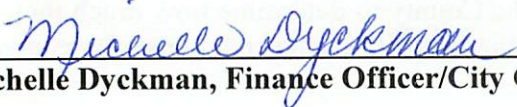
Mayor Purcell reported a Public Hearing providing information on the Community Needs Assessment will be held on September 6<sup>th</sup> at the Hardin Depot at 6:30 p.m., Secretary of State Corey Stapleton will be in Hardin September 13<sup>th</sup>, Ward 2 Alderman candidates will have an opportunity to address the public and Council on September 18<sup>th</sup> at 6:30 p.m., the next Coal Board meeting will be in Colstrip on September 20<sup>th</sup> at 8:30 a.m., Montana Leagues of Cities and Towns 87<sup>th</sup> Annual Conference will be in Butte from September 26<sup>th</sup>-28<sup>th</sup>, and Montana Trails Recreation & Park Association will hold their Annual Conference in Helena October 15<sup>th</sup>-17<sup>th</sup>.

The meeting closed at 8:29 p.m. to discuss legal litigation.

Greer motioned to adjourn the meeting. The meeting adjourned at 8:37 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



# **City of Hardin**

## **Public Hearing**

September 6, 2018

The Public Hearing for the Community Needs Assessment began at 6:30 p.m. at the Hardin Depot. In addition to several members of the public, there was Mayor Joe Purcell, Council member Harry Kautzman, Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, and City Attorney Jordan Knudsen. Big Horn Hospital Association representatives included Foundation Director Bill Hodges; and Hospital Administrator Kristi Gatrell.

Mayor Purcell reviewed the results of the Community Needs Assessment. Shopping services, job opportunities, and industry were the most important developments citizens want to see in Hardin. Improving the City's Sewer System, Streets, and Economic Development were projects or programs that people indicated they would like to see prioritized. Purcell noted he has been in contact with industries who are interested in establishing businesses in the area. He opened the hearing up for discussion.

Gladys Herman said she didn't like the litter, especially from garage sales. Bart Hollis said there used to be a canister on the curb that pedestrians used to dispose their garbage. Now they just drop it in the street. Deb Winburn said there are three taxing jurisdictions: City, County and School. Taxes that are used to pay these employees are to stimulate our economy. Instead there are about 75 employees who live in Yellowstone County. At \$40,000 per job, that is about \$3,000,000 that is not here to stimulate Hardin's economy. She added that TRA is not working on economic development, and the City should spend money on an economic development person.

Vinetta Hollis talked about grocery shoppers approached by panhandlers, yet there are poor people that can only afford cat food. Mike Martinsen noted that it is pretty sad when you drive down the alleys. It could be better. He also asked about the dentist office going in behind Little Horn State Bank, Bighorn Valley Health Center building out by Shopko, and Reese and Ray's selling. Theresa Hert noted the distressing things going on in the community like public intoxication and fornication in the alley. She would like to see more patrolling done. Aaron Baker said he had been arrested for public intoxication when he was walking home from the bar. He asked why it was not being used. Hert said the public intoxication is now off the books, but that disorderly conduct could be used. She watched a panhandler at McDonald's giving hand signals to his friends showing how much he had received. He then walked across the street to buy liquor.

Winburn asked if they could prohibit the sale of single cans of alcohol. Knudsen replied he would need to look into that. Baker would not want to see that. Mrs. Hollis added that the deputies do not wave or say "Hi" when they drive by. The Mayor said the City is in the middle of negotiations on Law Enforcement. Hert asked what other cities do.

Jean Koebbe thought the worst trailer court in the United States was here. She sees little children eating and playing on the ground. She is tired of it. Nothing is cleaned up, and she got robbed. She moved to Hardin 64 years ago. There were nice lawns and care. She doesn't want to move to Billings; she doesn't want to leave the town she loves. She sees trailers that a dog shouldn't live in, she wants to tell what the south side of Hardin is like. Martinsen held that nothing will change unless people are accountable - - bring it back to the County Commissioners and the City Council.

Mrs. Hollis reiterated how she wanted to start a campground, but had difficulty complying with the public health standards. She wondered where the County Inspector was. She would like to see the City get rid of Section 8. Mr. Hollis asked if the City can approve or disapprove Section 8. Knudsen noted that is Federal.

Mr. Hollis said they have to live here. Mayor Purcell asked about going back to our own police department. Mr. Hollis replied that most people on a fixed income can't afford more. Mrs. Hollis said the alley way by the bowling alley needs to be cleaned up – it is like a highway.

Mike Opie asked if anyone has looked at MCA to see about eminent domain regarding urban blight, then take control of the property, fix it up, and sell it. Mr. Hollis responded “if I can't mow anymore, are you going to move me out?” Dyckman noted the City had done that with Hardin Trailer Court and is still trying to sell the lots.

Theresa Hert noted she had started a Crime Prevention Council and worked there for 7 years. Hardin needs a Community Watch program. That could be a good fix. Purcell noted on social media there is a good community watch. That could be part of the change.

Koebbe asked where the sanitarian was, you never see him. Baker noted he was the youngest in the room and would like to help with the community. He would like to see programs like the one where people helped build their own homes over by Town Pump. Sunset has trailers boarded up. His brother is moving back and doesn't want to deal with Sunset, Laurie, or Seder. There needs to be housing development.

Mayor Purcell asked about having Operation Sparkle two or three times a year and getting the youth involved. If the kids are involved, they will keep off the streets – pool, skateboard park, etc. Mrs. Hollis said that you can't go to the parks: people from Crow use them and you can't get in. Purcell responded as long as they're not abused, that is what the parks are for. The City crews do an excellent job of keeping them up. He asked about shopping services. Mrs. Hollis responded a clothing store. Mr. Hollis added that if something pops up here, they are open for six months, then go bankrupt. Look at the houses for sale.

Martinsen remembered when there were grocery stores here. A store wanted to come in, but they couldn't beat down City Council to come in. Now they take our wealth and move on. Then there are the teachers that live in Billings.



Mayor Purcell observed that we need to promote ourselves. Martinsen added that the community needs to pick up its image somehow. Purcell said there is a Main Street program that will help with establishing businesses. Chris Schneider asked how big is the prison. You could put a grocery store in there. That would bring in another business and so on. Pretty soon it is up and running. Randen Schoppe quipped that would be a "gated" community. Mrs. Hollis would like a clothing store with western clothes, etc. Now they are just jacking up the price of a business. Help the people who want to start a business; give them a break.

Purcell added there are opportunities out there. There is a community Foundation. What kind of industry should we have? Love's just came in. Mr. Hollis asked how many employees are at the power plant. The response was around 12. Purcell noted there are things in the works. Shirley Margheim said she had a hard time hearing in the back; too many people talking.

Purcell went back to the responses in the Community Needs Assessment when people were asked the five projects they wanted to see. Some of the top responses were sewer system improvements and economic development. Stahly Engineering is looking at grants to help us prepare to go forward with sewer improvements. The budget was approved with an increase in sewer rates increased gradually to help us prepare. Terry Avenue in front of the high school has been completed, and there are compliments on that. But there is plenty more to do like work on the potholes. We will work on the list, but it is a slow process. We will be using Coal Board money for the Terry Avenue project and are going for a grant for a firetruck.

CDBG (Community Development Block Grant) requires a public hearing as part of its process. Council voted to sponsor the hospital for CDBG. This is a community project. They intend to get it done within a year so we (City) can apply for a sewer grant next.

At 7:25 p.m. Bill Hodges and Kristi Gatrell presented the Hospital's plan to upgrade their facilities. The \$10.2 million dollar project would expand the emergency department and add six additional rooms for patients. It would also address HIPAA concerns about patient confidentiality and add patient-controlled access for better security. They will look at borrowing about \$7 million and hope to raise the other \$3.2 million through grants and donations. The hospital will be up and functional the whole time. They hope to get \$500,000 from the Coal Board and \$450,000 from CDBG. There will be no increase in taxes because the hospital is not in a hospital district.

Mrs. Hollis asked if the rates would go up. Hodges responded that they will be within cost of living adjustments (COLA) despite receiving \$47 reimbursement from Medicare/Medicaid for \$100 worth of services. Chris Schneider asked about parking. Gatrell responded that the old clinic will be taken down so that a parking lot can be put in there. Schneider replied that should help with people parking in front of residents homes. When asked about new doctors, Gatrell answered that both St. V's and Bighorn Valley are recruiting.

Cliff Arbogast asked about dialysis. Gatrell replied that is was too expensive/cost prohibitive. Arbogast countered there is such a need. Gatrell noted that a transit bus could be possible, but Lane Deer and Crow Agency tried the dialysis. They are part of a big organization and could not make it work.



Hodges and Gatrell invited everyone to the groundbreaking on October 3 from 5:30-7:30. There will be food and entertainment.

At 7:40 Greg Steckler of Stahly Engineering reviewed the Wastewater Treatment Plant project. The existing plant was built in 1978 and has outlived its 20-30 years life expectancy. It will also address issues like installing a backup disinfection, removing particulates, and upgrading the headworks. To upgrade completely it is expected to cost \$11.3 million. The City is being proactive and applying for as many grants as possible such as TSEP (Treasure State Endowment Program), RRGL (Renewable Resource Grant and Loan), and CDBG. They will also apply for Rural Development funding. That could be up to 75% grant funding. However, there are different percentages depending on funding. The timeline is to design next year and in 2020 go into construction.

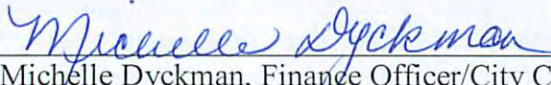
Mrs. Hollis asked if the system would go down. Steckler responded that the existing system will keep operating. They will also reuse as much as they can such as tanks and mechanical equipment.

Purcell noted there will be more public hearings for both the hospital and the wastewater treatment plant. He added that the City Council works for you, and they are open to public comment. To get on the agenda, it needs to be scheduled the Thursday before a meeting. He is at the office every day and an appointment can be scheduled to meet with him.

The hearing concluded at 7:54 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

ATTEST:

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**SPECIAL COUNCIL MEETING: The Special Council Meeting for September 18, 2018 was called to order at 6:30 p.m. with Mayor Joe Purcell presiding.**

The following Alderman were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

Mayor Purcell announced the Alderman Candidates for Ward 2 are Randen Schoppe, Rhonda S. Johnson, and Riley C. Ramsey. Anna Stobaugh withdrew her candidacy.

Each candidate was introduced and given time to address Council and the Public on why they are the best candidate for Ward 2 Alderman.

Randen Schoppe reported he has been a resident of Big Horn County for twenty-two years and a resident of Hardin for the past seven years. He was an attorney associate with Jim Vogel for the first ten years of practicing law. He is currently Deputy County Attorney. He provided a petition signed by friends, neighbors, and family in support of his candidacy. He has always worked at making Hardin a place he is proud to live in and call home.

Rhonda S. Johnson reported she grew up in Hardin, had the opportunity to go to Japan through the AFS foreign exchange program, worked in several of the finest cities in the United States and the world, and returned to Hardin in 2014. Much of her career focused on finance and communications. She currently is working in human resources for Big Horn County. She believes the people want and need to be heard and want to be a part of the solution.

Riley C. Ramsey reported he has been a resident of Hardin since 2009. He is currently employed with the Hardin School Districts in the transportation department. He drives bus for the school district and for Cannon Transportation and teaches Traffic Education in the summer. He has a two year business management degree. He added he has a natural ability to work with people and develop great relationships.

**PUBLIC COMMENT:**

Cory Kenney voiced there is an excellent selection of candidates. They are hardworking, great people with good ideas.

The meeting closed at 6:44 p.m. for discussion.

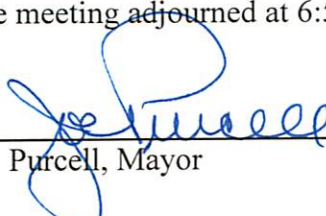
The meeting was re-opened at 6:52 p.m.

Mayor Purcell reported the candidate appointed Alderman for Ward 2 will complete the current term ending December 2019. Everyone can run in the next scheduled election if they wish.

Kautzman motioned to appoint Riley C. Ramsey as Ward 2 Alderman. Greer seconded. On a voice vote the motion was unanimously approved.

Riley C. Ramsey was sworn in as an Alderman for Ward 2.

The meeting adjourned at 6:59 p.m.

  
Joe Purcell, Mayor



ATTEST:

Michelle Dyckman  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for September 18, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council, Public Hearings, and Committee minutes as written for September 4, 2018 and the Public Hearing minutes as written for September 6, 2018. Motion seconded by Krebs. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.                                      | Monthly Total       |
|------------------------|------------------------------------------------|---------------------|
| July, 2018             | 23654                                          | \$ 84.97            |
| August, 2018           | 23641 - 23652<br>23656, 23661, 23662           | \$ 28,064.08        |
| September, 2018        | 23653, 23655<br>23657 - 23660<br>23663 - 23669 | \$ 25,825.10        |
| <b>TOTAL Submitted</b> |                                                | <b>\$ 53,974.15</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney congratulated Ramsey on his appointment to Council. He noted the street was settling where the 4<sup>th</sup> Street Storm Drain project was completed and it is close to the one year warranty period. He recommended for the City to consider the purchase a Roto Zipper for patching roads. He feels it will allow people to see their tax dollars at work.

**MAYOR:**

Mayor Purcell reported he attended the Montana Community Foundation meeting in Red Lodge on the 17<sup>th</sup> and 18<sup>th</sup>. Secretary of State Corey Stapleton was in Hardin on September 13<sup>th</sup> and met with Hardin High School Seniors, County Commissioners, and Business owners. Stapleton spoke of economic growth and development in the City of Hardin and surrounding areas. Mayor Purcell added he met some good contacts at the state.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the Maintenance Worker I position at the landfill has been filled. The City is identifying the requirements for an Assistant Public Works Director position that is anticipated to open after the first of the year.

**Sewer & Water:**

Maxwell reported repairs have been made to the 6<sup>th</sup> Street Lift Station. The Water Treatment plant was able to run manually during the scheduled power outage and through the day of September 12<sup>th</sup>.

**Law Enforcement:**

Law Enforcement increase scenarios were discussed under Unfinished Business.

**Streets & Alleys:**

Kautzman asked about 4<sup>th</sup> street where the Storm Drain project had been completed. Massine reported he has spoken with Todd Texley of Springline Construction, Inc. The City can be reimbursed \$2,500 to perform the work themselves or the one year warranty can be extended to two years. Massine noted the warranty extension will be submitted in writing. Kautzman asked about a few issues with the street in front of the High School, the Terry Avenue Project. Massine reported he has made contact with Stahly and they will contact Wharton Asphalt, LLC about items that need to be addressed.

**Parks & Playgrounds:**

Krebs reported the additional parking signs for the Primary School have been ordered. Also, all the playground equipment that was ordered this year have been installed in South Park and Wilson Park. Park restrooms will be closed the first week of October.

**Finance/Landfill:**

Greer suggested to put the Bomag out to bid with other surplus equipment.

**Resolutions & Ordinances:**

**SPECIAL COMMITTEES:**

Mayor Purcell reported Ward 2 Candidates had the opportunity to introduce themselves to Council and the public during the Special Council Meeting. Riley Ramsey was appointed as Ward 2 Alderman.

**PETITIONS & COMMUNICATIONS:**

The City received the City-County Planning Board Minutes for the August 13 regular meeting.

**UNFINISHED BUSINESS:**

Dyckman reviewed financial information for Law Enforcement Increase Proposals. Krebs noted the current proposal is actually a cumulative increase of \$40,000 over 3 years. The next contract negotiations would begin at \$477,554. Krebs motioned to counter-offer with a rate of \$463,500 each year for the next three years. Greer seconded the motion adding the \$20,000 for housing and medical costs and Victim Witness Fees would be paid in addition to the \$463,500. On a voice vote the motion was approved. (5/0) Molina recused.

Greer motioned to put the Bomag out to bid with other equipment as determined by Public Works Director Massine. Kautzman Seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Greg Steckler, of Stahly Engineering, reviewed the application proposal for the USDA Rural Development Water & Environmental Engineering and Grant Writing for Funding Application in Support of Wastewater System Upgrades. Molina asked how long the grant would be available after approval. Steckler noted he will look into it. Greer motioned to approve the proposal by Stahly Engineering to begin the grant process. Maxwell seconded. Molina asked for the exception of phase 3, the grant administration. Knudsen reported phase 3 does not apply unless the grant is awarded. Steckler will provide an amended agreement. Greer amended the motion to approve the agreement to Phase 1 and 2 only. Maxwell seconded. On a voice vote the motion was unanimously approved.

Dyckman reported there is an \$11,000 grant available for the Hardin Volunteer Fire Department (HVFD) from Rocky Mountain Regional Office, Branch of Forestry & Wildland Fire, and Bureau of Indian Affairs. Maxwell motioned to approve for Mayor Purcell to sign the grant. Greer seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Kautzman reported there is community decay at Sunset Village Mobile Home Park and the City needs to do something about it. Knudsen noted City Code 6-8-2 addresses community decay.



Chris Schneider asked for clarification of the new landfill service fees. He requested a minimum fee. Knudsen reported Big Horn County received the letter and are deciding what to do. A contract will provide clarification of what the County will pay for. Council agreed for a minimum fee of \$5.75 for up to 270 pounds to be established for landfill fees. Knudsen will draft an amendment to Resolution NO. 2169.

**Finance:**

**Legal:**

**Economic Development:**

Mayor Purcell reported Main Street USA and the Healthy Hardin Coalition plan to hold meetings soon, there is no new information regarding Two Rivers Detention Center, and the power plant has started up again. Kautzman suggested for the City to have a part time employee that can focus on economic development. Debbie Winburn added it would be good to bring in businesses here.

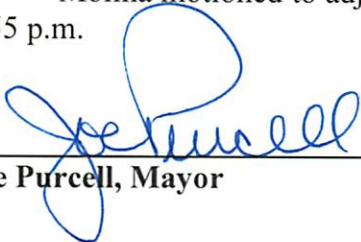
**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2178: Adopting a Capital Improvement Plan.** Kautzman motioned to approve the resolution. Greer seconded. On a voice vote the motion was unanimously approved.

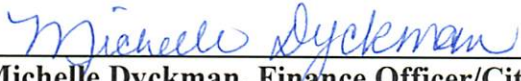
**ANNOUNCEMENTS:**

Mayor Purcell reported Randy Melville is celebrating twelve years with the City and Vicky O'Neil is celebrating seven years, the Coal Board meeting will be held in Colstrip on September 20<sup>th</sup> at 8:30 a.m., Montana Leagues of Cities and Towns 87<sup>th</sup> Annual Conference will be in Butte from September 26<sup>th</sup>-28<sup>th</sup>, the Montana Public Safety Forum is scheduled from October 1<sup>st</sup> - 4<sup>th</sup> in Missoula, MT, and Montana Trails Recreation & Park Association will hold their Annual Conference in Helena October 15<sup>th</sup>-17<sup>th</sup>.

Molina motioned to adjourn the meeting. Greer seconded. The meeting adjourned at 8:55 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for October 2, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Greer made the motion to approve the Council and Committee minutes as written for September 18, 2018. Motion seconded by Kautzman. On a voice vote, the motion was unanimously approved.

Greer made a motion to approve the claims:

|                                    | CLAIM No.            | Monthly Total        |
|------------------------------------|----------------------|----------------------|
| September, 2018                    | 23670, 23698 - 23732 | \$ 299,831.13        |
| October, 2018                      | 23671 - 23697        | \$ 182,466.30        |
| Transfer funds                     | 23670                | \$ (435.61)          |
| <b>Claims Total (Expenditures)</b> |                      | <b>\$ 481,861.82</b> |
|                                    |                      | <b>\$ 435.61</b>     |
| September, 2018 Payroll            |                      | \$ 124, 514.99       |
| <b>TOTAL Submitted</b>             |                      | <b>\$ 606,812.42</b> |

Kautzman seconded. On a voice vote, the motion was unanimously approved.

**PUBLIC COMMENT:**

**MAYOR:**

Mayor Purcell reported he and Joe Connelly attended the Coal Board Meeting in Colstrip, Montana on September 20<sup>th</sup>. Connelly reported the Hardin Volunteer Fire Department (HVFD) was awarded \$100,000 toward the purchase of a fire truck. Kautzman motioned to approve the HVFD to go out to bid for a fire truck. Molina seconded. On a voice vote the motion was unanimously approved.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the new employees at the landfill and the wastewater treatment plant are working out well. The City is identifying the requirements for an Assistant Public Works Director position that is anticipated to open after the first of the year. The City is also looking into creating a part time Economic Development position.

**Sewer & Water:**

Maxwell reported there will be monitoring at the river by the Wastewater Treatment Plant.

**Law Enforcement:**

A counter proposal for Law Enforcement negotiations was forwarded to the County.

**Streets & Alleys:**

Massine reported the curb and gutter replacement between 4<sup>th</sup> and 5<sup>th</sup> Street on Choteau Avenue have been completed.

**Parks & Playgrounds:**

Krebs reported park restrooms are closed and will be winterized this week. The concrete picnic table in Wilson Park was damaged and needed to be removed. A regular picnic table will be placed in the park next spring.



**Finance/Landfill:**

Greer asked about the pay application for Wharton Asphalt, LLC. Massine reported he has verified they completed the "punch list".

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

The City received a newsletter from Montana Department of Transportation.

**UNFINISHED BUSINESS:**

Mayor Purcell reported the City received a response from the County regarding landfill services. The County will pay \$15,000 a year for County residents at the landfill. Once the \$15,000 limit has been reached, County residents will be responsible for the costs. Kautzman asked if we bill them monthly now. The response was "yes". A committee meeting will be held for further discussion.

**NEW BUSINESS:**

Mayor Purcell appointed Ramsey to the Law Enforcement, Parks And Playgrounds, Resolutions Or Ordinance, and City Policy Manual Committees.

Krebs motioned not reschedule the Regular Council Meeting of November 6<sup>th</sup>, Election Day, and for the Regular Council Meeting of January 1<sup>st</sup>, New Year's Day, to be rescheduled to January 2<sup>nd</sup>. Ramsey seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

**Finance:**

Dyckman reviewed Delinquent or Protested Taxes/Assessments and how they affect the City. Greer motioned to cease garbage pickup for Rocky Mountain Power (RMP), because they are delinquent in taxes. Krebs voiced the City Attorney should be consulted first. Greer asked if Rocky Mountain Power had paid for garbage on the 2017 tax rolls. It will be looked into. The motion died for lack of a second.

**Legal:**

**Economic Development:**

**RESOLUTIONS & ORDINANCES:**

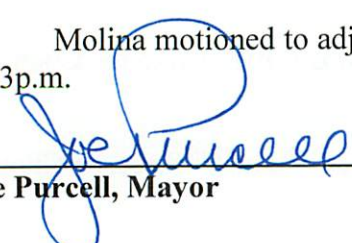
**Resolution NO. 2179: Amending the Landfill Fee Schedule.** Molina motioned to approve the resolution. Ramsey seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2180: To Offer Certain Equipment and Real Property For Sale.** Krebs asked if Kevin Cannon visited with the City about the 705 W. 4<sup>th</sup> Street property. Dyckman reported he made an offer for the property, but it was less than the City would accept at this time. Kautzman motioned to approve the resolution. Krebs seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

Mayor Purcell announced the Big Horn County Hospital Groundbreaking Ceremony is scheduled for Wednesday, October 3<sup>rd</sup> from 5:30 p.m. to 7:30 p.m.; City offices will be closed Monday, October 8<sup>th</sup> for Columbus Day; and Montana Trails Recreation & Park Association will hold their Annual Conference in Helena October 15<sup>th</sup>-17<sup>th</sup>.

Molina motioned to adjourn the meeting. Krebs seconded. The meeting adjourned at 8:03p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**SPECIAL COUNCIL MEETING: The Special Council Meeting for October 22, 2018  
was called to order at 5:15 p.m. with Mayor Joe Purcell presiding.**

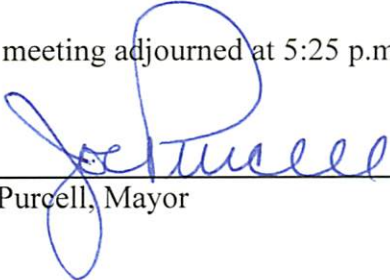
The following Alderman were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey and Jeremy Krebs.

Also present: Public Works Director Rock Massine and Deputy City Clerk Angela Zimmer and several members of the public.

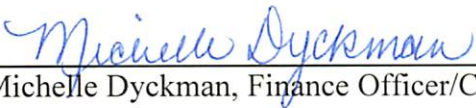
**PUBLIC COMMENT:**

Bill Hodges, Foundation Director of the Big Horn Hospital Association, reported the variance for the Big Horn County Memorial Hospital involves the patient wing, the southwest corner of the building compromises the set back. Krebs asked if the new addition would be in line with where the corner of the swing bed unit is now. Mike Glassing, of CTA Architects Engineers, noted it impedes on the residential setback requirements, but the building is within the property line. There will be no overhang on the addition. Greer noted they would have to somehow mandate control of Miles Avenue to eliminate two way traffic. Glassing added the ambulance garage will be the only through exit and there will be no way to go around the garage. Other vehicles would have to turn into the clinic parking lot to exit Miles Avenue. Kautzman motioned to approve the variance for the hospital as recommended by the City-County Planning Board. Krebs seconded. On a voice vote the motion was unanimously approved.

The meeting adjourned at 5:25 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**PUBLIC HEARING:** Public Hearings for the CDBG – Community Needs Assessment was opened at 7:00 p.m. by Mayor Purcell.

Present at the Hearing were:

Council Members: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

City Staff: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen, and several members of the public were also present.

Mayor Purcell provided an overview of the Community Needs Assessment. The Community Development Block Grant (CDBG) process requires two public hearings, the first hearing identifies the options. The second Public Hearing addresses the proposed grant application. The floor was opened for public comment.

Cory Kenney began by reporting he has a lot of ideas that need funding. He suggested to have a bulletin board where “eyesores” in the City could be posted. He feels that the problems may be corrected so the picture could be removed. He suggested for a community decay fund to be implemented so that it could be used to correct things, alley clean up could be done four to six times a year, and a suggestion box could be used for residents to make suggestions, not to just put in complaints, but have suggestions to address issues. Kenney also reiterated the City would benefit from investing in an asphalt zipper. He suggested the City hire a tree specialist to educate residents on how to save their trees from diseases. He also suggested to work with the County by taking the “street people” home instead of just taking them to the edge of town. He would like to see the county market fun days be extended.

Bill Hodges, Foundation Director of the Big Horn Memorial Hospital Association, reported the three things that are needed for community sustainability are law enforcement, schools, and a healthcare entity. The hospital renovation is an investment for the community.

Mayor Purcell reported there is a need for affordable housing in the community.

Jeff McDowell pointed out two issues, one is housing and the other is sidewalks, or the lack thereof.

The Public Hearing was adjourned at 7:18 p.m.

**COUNCIL MEETING:** The Regular Council Meeting for November 6, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council and Committee minutes as written for October 16, 2018 and Special Council minutes as written for October 22, 2018. Motion seconded by Greer. On a voice vote the motion was approved. (5/0) Molina abstained.

Greer made a motion to approve the claims:

|                                    | CLAIM No.     | Monthly Total        |
|------------------------------------|---------------|----------------------|
| October, 2018                      | 23778 - 23820 |                      |
|                                    | 23844 - 23851 | \$ 97,327.19         |
| November, 2018                     | 23821 - 23843 | \$ 3,058.00          |
|                                    |               |                      |
| Transfer funds                     | 23778         | \$ (3,386.27)        |
| <b>Claims Total (Expenditures)</b> |               | \$ 96,998.92         |
|                                    |               | \$ 3,386.27          |
| October, 2018 Payroll              |               | \$ 124,458.28        |
| <b>TOTAL Submitted</b>             |               | <b>\$ 224,843.47</b> |

Maxwell seconded. On a voice vote the motion was unanimously approved.

Dyckman reviewed the Pledge Report and asked for Council approval. Kautzman motioned for approval. Krebs seconded. On a voice vote the motion was unanimously approved.

#### **PUBLIC COMMENT:**

Laurie Tschetter spoke for the Golden Bridge Chinese Restaurant. The charges on their tax bill for solid waste have gone up. They currently have one garbage can and don't know where the other can went. Massine noted it is being looked into. Cory Kenney asked if one can was enough.

Hodges reported the hospital recently took part in National Operation Shakeout. This is when the hospital tests emergency scenarios with the schools and County. He invited the City to participate in the exercise. Also, Hodges extended a thank you to the City for plowing the snow on the emergency access routes around the hospital in January before he even had time to make the request.

#### **MAYOR:**

Mayor Purcell reported there is a possibility of economic development in the Industrial Park. The City of Hardin was nominated for the television show Small Business Revolution. If the City is selected, they would sponsor six businesses and help revitalize the town.

#### **COMMITTEE REPORTS:**

##### **Personnel Policy/City Policy:**

Mayor Purcell reported the City is still working on certification at the Waste Water Treatment Plant.

##### **Sewer & Water:**

Maxwell reported the cathodic protection was repaired in the hill tank and it is expected to be filled this week.

##### **Law Enforcement:**

Ramsey reported the committee discussed the counter proposal for Law Enforcement that was received from the County. They proposed to accept a one year increase of \$13,500 and come back to renegotiate after year one. There will be another Law Enforcement committee meeting scheduled.

##### **Streets & Alleys:**

Kautzman noted Kenney's request to have Alley Clean up more times a year is a good idea. The streets are being swept to clear leaves.

##### **Parks & Playgrounds:**

Massine reported park restrooms are closed.

##### **Finance/Landfill:**

Greer reported the City is in negotiations with the County regarding landfill services.

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

Mayor Purcell reported the City received information from the Government Finance Officers Association and from the Southeastern Montana Tobacco Use Prevention Program (SEMTUPP).

**UNFINISHED BUSINESS:**

Mayor Purcell asked for a motion to table decisions regarding Law Enforcement negotiations. Kautzman motioned for approval. Greer seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Mayor Purcell reported Rose Mercier has requested the closure of the 200 block of Center Avenue and for the electricity to be available in the Plaza on December 7<sup>th</sup> for the Christmas Stroll. Molina motioned to approve the request. Ramsey seconded. On a voice vote the motion was unanimously approved.

Cal Cumin, Planning Advisor with the City-County Planning Board (CCPB), reviewed the Montana Main Street Program Application for Planning & Project Grant Funding. The grant would provide \$20,000 that would be dedicated to downtown and requires a local match of \$5,000 that would be paid by the CCPB. Ramsey asked who decides where the planning grant money is spent. Cumin responded there would be public hearings so the community would be involved. Krebs motioned to approve for the grant application to be submitted. Maxwell seconded. On a voice vote the motion was unanimously approved.

Massine asked Council to approve the highest bids for the equipment in the Invitation to Bid. Ramsey motioned to approve the request. Molina seconded. On a voice vote the motion passed. (5/0) Greer abstained.

Dyckman reported there was a bid of \$25,000 for the property at 705 W. 4<sup>th</sup> Street. Greer noted the property has been for sale for some time. Molina motioned to approve the bid. Ramsey seconded. On a voice vote the motion was unanimously approved. Knudsen added there will be a Resolution, buy sell agreement, and quit claim deed ready for the next meeting.

Mayor Purcell reported Barry Damschen Consulting, LLC is asking for approval of Amendment No. 19 for The City of Hardin Landfill Engineering Consulting Services. Greer motioned to approve the contract. Maxwell seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported the Community Development Block Grant Program (CDBG) process requires prioritizing of projects. Kautzman motioned to approve the Big Horn Hospital Association as first priority and the Waste Water Treatment Plant Upgrades as the second priority. Greer seconded. On a voice vote the motion was unanimously approved.

The landfill agreement with Northern Cheyenne Development Corporation expires in December. Kautzman motioned to approve the agreement proposal for landfill services in 2019. Greer seconded. On a voice vote the motion was unanimously approved.

Massine reported Stahly Engineering asked the City to consider charging new development review fees. Stahly would help the City evaluate the best assessment method for the review fees. Kautzman motioned to approve for Massine to pursue the consideration. Molina seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported an application for a mobile home inspection was submitted by Autumn Ellsworth. Council discussed the items listed in the inspection report and pointed out other concerns. Krebs asked if the wiring was aluminum. It could not be confirmed. Ramsey motioned to deny the application. Krebs seconded. Greer suggested the applicant could reapply if upgrades were made, but if the wiring is aluminum it cannot be approved. On a voice vote the motion was unanimously approved.

Dyckman requested permission to continue to look for a new copier for the administrative office. Maintenance agreements will be researched for cost comparison. Krebs asked if it would cost too much to repair the free copier that was recently received. Dyckman reported it does not have a fax and it does have a lag time. She will research more options.

Dyckman reviewed cost allocations and asked Council for approval to move forward with the allocation changes. Greer motioned to approve the request. Maxwell seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Massine reported the City is cleaning ditches and cleaning the Thompson property.

**Finance:**

Dyckman reviewed water and sewer rate analyses. The information can be used to restructure rates.

Dyckman reviewed September financial reports.

**Legal:**

Knudsen asked Council for permission to forward a draft agreement to Big Horn County for landfill services. Council approved the request.

**Economic Development:**

McDowell reported there was surveying in Industrial Park.

**RESOLUTIONS & ORDINANCES:**

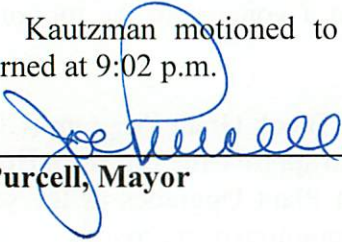
**Ordinance NO. 2018-12: Regarding Items Prohibited in Garbage Receptacles.** Kautzman motioned to approve the second reading of the ordinance. Ramsey seconded. On a voice vote the motion was unanimously approved.

**ANNOUNCEMENTS:**

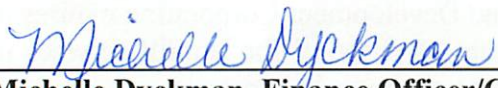
Mayor Purcell reported Daylight Savings Time ended November 4<sup>th</sup> and City of Hardin offices will be closed Monday, November 12<sup>th</sup> in Honor of Veteran's Day.

The meeting closed at 8:51 p.m. to discuss personnel and legal litigation.

Kautzman motioned to adjourn the meeting. Ramsey seconded. The meeting adjourned at 9:02 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
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Michelle Dyckman, Finance Officer/City Clerk





**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**PUBLIC HEARING:** Public Hearing for the **CDBG Sponsorship for Application** was opened at 7:00 p.m. by Mayor Purcell. Also present at the Hearing were:  
Council Members: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.  
City Staff: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer and several members of the public.

The City of Hardin proposes the submission of a CDBG Grant Application on behalf of the Big Horn Hospital Association for their Renovation and Equipment Replacement Capital. The floor was opened for public comment.

Bill Hodges, Foundation Director of Big Horn Memorial Hospital Association, reported the project is actively in phase 1. This includes the new patient wing. Kristi Gatrell, CEO, added that physical therapy is also in renovation and expansion process. Hodges noted the CDBG funds will be used for static equipment.

Jeff McDowell spoke in support of the hospital adding it is nice to have critical care and physical therapy services in town.

The Public Hearing was adjourned at 7:13 p.m.

**COUNCIL MEETING:** The Regular Council Meeting for November 20, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council, Public Hearing, Closed meeting, and Committee minutes as written for November 6, 2018. Motion seconded by Greer. On a voice vote the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.            | Monthly Total       |
|------------------------|----------------------|---------------------|
| October, 2018          | 23853, 23855 - 23858 |                     |
|                        | 23860 - 23866, 23870 | \$ 28,983.25        |
| November, 2018         | 23852, 23854, 23859  |                     |
|                        | 23867 - 23869, 23871 | \$ 14,621.28        |
| <b>TOTAL Submitted</b> |                      | <b>\$ 43,604.53</b> |

Kautzman seconded. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

Hodges reported the hospital will be conducting a Community Health Survey in 2019. He noted Mayor Purcell has volunteered to be on the steering committee, and he extended an invitation to Council members who would be interested in also volunteering.

Rodney Molina expressed his concern for vehicles that are parked at 3<sup>rd</sup> Street and Cheyenne Avenue. He is afraid someone will get killed at the location. The views are blocked. Debbie Winburn added she has almost been hit there. Knudsen reported a letter was sent today for the vehicles to be removed.

Cory Kenney thanked Massine for being caring and responsive for taking care of the garbage situation at the Golden Bridge Restaurant.

**MAYOR:**

Mayor Purcell reported the City of Hardin was not selected for the television show Small Business Revolution, but Rock Springs, WY is a finalist.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported he and Massine are evaluating job positions proactively. A position for Water Distribution Operator in Training is open.

**Sewer & Water:**

Maxwell reported the steel water tank is in use and another bid for the VFD is expected tomorrow.

**Law Enforcement:**

A committee meeting was scheduled for Law Enforcement and the TRA Detention Center proposal for Tuesday, November 27<sup>th</sup> at 6:00 p.m.

**Streets & Alleys:**

**Parks & Playgrounds:**

**Finance/Landfill:**

Greer asked for a landfill committee meeting to discuss the building at the landfill.

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

Mayor Purcell reported the City received grant information from Safe Routes to Parks. Krebs note the application is due December 10<sup>th</sup>. It was agreed to look into the grant and prepare for the next grant cycle.

**UNFINISHED BUSINESS:**

Dyckman provided an overview of copier quotes. The maintenance plan would include toner and be more cost effective. Kautzman motioned to approve the purchase of the Sharp MX-M6050 in the amount of \$6,766.00 to include the maintenance plan at the cost of \$252.00 annually. Greer seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Mayor Purcell reported he and the City Attorney met with Jon Matovich and Jeff McDowell, of TRA, regarding the Detention Center proposal. A committee meeting will be scheduled.

Dyckman reported Resolution NO. 1833 states the levy for the Port Authority may not exceed two mills. McDowell added that any amount will be appreciated. Greer motioned to table the discussion and have a committee meeting on November 27<sup>th</sup>. Maxwell seconded. On a voice vote the motion was unanimously approved.

The Hardin Volunteer Fire Department requested approval to light fireworks off at the 2018 Christmas Stroll on December 7<sup>th</sup>. Molina motioned to approve the request. Ramsey seconded. On a voice vote the motion was approved. (5/0) Krebs abstained.

Jeff McDowell submitted a letter of interest to be re-appointed to a full term on the City-County Planning Board. Kautzman motioned to re-appoint McDowell. Krebs seconded. On a voice vote the motion was unanimously approved.

Mayor Purcell reported the auditor has recommended for the City to use cloud hosting. Dyckman reviewed options for offsite data storage. Krebs motioned to use the State of Montana for services in the amount of \$83.16 annually. Molina seconded. On a voice vote the motion was unanimously approved.



**STAFF REPORTS:**

**Public Works:**

Chris Schneider, Landfill Lead, reported the landfill has received loads of gypsum and the power plant is running.

**Finance:**

Dyckman reviewed tax comparisons from 2016 – 2018.

**Legal:**

**Economic Development:**

McDowell reported the power plant is running and CTA is moving ahead with their project in the Industrial Park.

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2181: To Convey Real Property to Cannon Transportation.** Kautzman motioned to approve the Resolution. Maxwell seconded. On a voice vote the motion was approved. (5/0) Ramsey abstained.

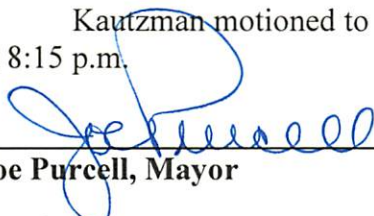
**Resolution NO. 2182: Authorizing Submission of A CDBG Grant Application on Behalf of the Big Horn Hospital Association.** Kautzman motioned to approve the Resolution. Molina seconded. On a voice vote the motion was unanimously approved.

**Resolution NO. 2183: To Partially Refund Assessment for Solid Waste Services.** Krebs motioned to approve the Resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

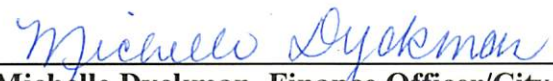
**ANNOUNCEMENTS:**

Mayor Purcell reported Jim Kuntz is celebrating five years with the City. The City of Hardin offices will be closed Thursday, November 22<sup>nd</sup> for Thanksgiving.

Kautzman motioned to adjourn the meeting. Greer seconded. The meeting adjourned at 8:15 p.m.

  
\_\_\_\_\_  
Joe Purcell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for December 4, 2018 was called to order at 7:30 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Greer made the motion to approve the Council and Public Hearing minutes as written for November 20, 2018 and Committee minutes as written for November 27, 2018. Motion seconded by Kautzman. On a voice vote the motion was unanimously approved.

Greer made a motion to approve the claims:

|                        | CLAIM No.     | Monthly Total       |
|------------------------|---------------|---------------------|
| November, 2018         | 23872 - 23914 |                     |
|                        | 23938 - 23940 | \$ 36,425.23        |
| December, 2018         | 23915 - 23937 | \$ 3,058.00         |
| <b>TOTAL Submitted</b> |               | <b>\$ 39,483.23</b> |

Kautzman seconded. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

Cory Kenney and Mike Martinsen asked what was going on at the power plant.

Rodney Molina asked what progress had been made at 3<sup>rd</sup> Street and Cheyenne Avenue. He noted that the business owner parks vehicles on his business side of the road and feels that he is blocking his business. He would like to see something done before snow comes and it becomes more of a hazard to the public.

**MAYOR:**

Mayor Purcell reported there is a company that wants to put in a server farm on property that would be leased from the power plant. The company has contacted the City, but there is not a lot of information at this time. Martinsen added that if the Power Plant were to be purchased that he would to see the City not back down on taxes owed by the Power Plant.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the City has positions open for a Water Distribution Operator in Training I and a Maintenance Worker I at the Landfill.

**Sewer & Water:**

Maxwell reported the City crew finished work on the two holding cells at the Waste Water Treatment Plant. A bid is expected to be received for repairs on the river intake.

**Law Enforcement:**

Ramsey reported the committee discussed two options to propose to the County. They will be discussed under Unfinished Business.

**Streets & Alleys:**

**Parks & Playgrounds:**

Krebs reported repairs are being made to benches and concrete tables in the parks.



**Finance/Landfill:**

Greer reported the committee agreed the funds from the sale of the Bomag could be used for supplies and equipment instead of a building.

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

**UNFINISHED BUSINESS:**

Mayor Purcell reported the application from Autumn Ellsworth to bring a trailer into the City was previously declined by Council until repairs were completed and it was brought back for review. The repairs have not been made. The request was tabled.

Ramsey reported the committee discussed two options to propose to the County. The first is a 3% increase the first year with an increase of 1% in the second and third years. The second is a 3% increase the first year with an increase of 1% the second year and an increase of 2% the third year. Krebs suggested to wait until the new County Commissioner and new Sheriff take office in January. Martinsen asked about a one year contract. Kautzman responded the City wants to have a three year contract. Kenney voiced it needs to be known the City actually pays around \$750,000 with the public safety levy included. Krebs motioned to table the discussion. Ramsey seconded. On a voice vote the motion was approved. (5/0) Molina abstained.

The proposed Landfill Agreement with Big Horn County is in the review process. The proposal was tabled.

Mayor Purcell reported Two Rivers Authority (TRA) requested funding. Kautzman motioned to deny the request. Molina seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Mayor Purcell reappointed Cyndy Maxwell for a two year term with the City County Planning Board.

Beartooth RC&D will attend the next meeting.

Dyckman provided a review of Impaired Assets and Assets. She asked for permission to write off the impaired assets. Kautzman motioned to approve the request. Krebs seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Massine reported the Christmas lights and banners have been put up. He will be meeting with Barry Damschen for updates at the landfill, the garbage truck is fixed, and the City is working to repair the parking lot at the old fire hall. The roof at City Hall has been replaced and the rain gutters are ordered. The City has finished building the dikes at the settling basin at the Waste Water Treatment Plant.

**Finance:**

Dyckman reported the new copier is expected to be delivered tomorrow.

**Legal:**

Knudsen reported a law suit against the City was dismissed by the judge.

Krebs asked if Knudsen had heard anything since he sent the letter to the business owner at 3<sup>rd</sup> Street and Cheyenne Avenue. Knudsen reported he has not been contacted, but he has seen activity related to the letter. Carole Fox asked how he could have junk in his yard.

**Economic Development:**

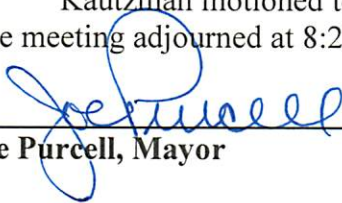
**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2184: To Refund Assessment for Street Maintenance.** Greer motioned to approve the Resolution. Ramsey seconded. On a voice vote the motion was unanimously approved.

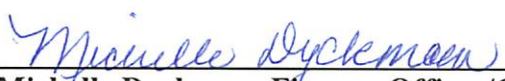
**ANNOUNCEMENTS:**

Mayor Purcell reported the regular scheduled meeting of Tuesday, January 1, 2019 has been rescheduled to Wednesday, January 2, 2019.

Kautzman motioned to adjourn the meeting. The motion was unanimously approved. The meeting adjourned at 8:23 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
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Michelle Dyckman, Finance Officer/City Clerk



**THE COMMON COUNCIL  
CITY of HARDIN, MONTANA**

**COUNCIL MEETING:** The Regular Council Meeting for December 18, 2018 was called to order at 7:43 p.m. with Mayor Joe Purcell presiding by reciting the Pledge of Allegiance.

The following Aldermen were present: Harry Kautzman, Clayton Greer, Tony Maxwell, Karen Molina, Riley Ramsey, and Jeremy Krebs.

Also present: Finance Officer/City Clerk Michelle Dyckman, Public Works Director Rock Massine, Deputy City Clerk Angela Zimmer, City Attorney Jordan Knudsen and several members of the public.

**MINUTES OF THE PREVIOUS MEETINGS & CLAIMS:** Kautzman made the motion to approve the Council minutes as written for December 4, 2018. Motion seconded by Krebs. On a voice vote the motion was unanimously approved.

Greer made a motion to approve the claims:

|                                    | CLAIM No.           | Monthly Total        |
|------------------------------------|---------------------|----------------------|
| November, 2018                     | 23941 - 23955       |                      |
|                                    | 23960, 23962, 23964 | \$ 38,922.37         |
| December, 2018                     | 23956 - 23959       |                      |
|                                    | 23961, 23963        |                      |
|                                    | 23965 - 23971       | \$ 314,364.67        |
| <b>Claims Total (Expenditures)</b> |                     | \$ 353,287.04        |
| November, 2018 Payroll             |                     | \$ 167,885.32        |
| <b>TOTAL Submitted</b>             |                     | <b>\$ 521,172.36</b> |

Kautzman seconded. On a voice vote the motion was unanimously approved.

**PUBLIC COMMENT:**

Rodney Molina reported he has talked with the Montana Highway Patrol regarding the parking on 3<sup>rd</sup> Street. He was advised it was up to the City and County to enforce parking regulations. He added the business across from his is adding more vehicles. Cory Kenney asked if it wasn't criminal to chip the yellow paint off of the curb. He also noted he would like information of what RC&D has done in Hardin in the past five years and if the City would be responsible for paying the fee for Two Rivers Authority.

Joseph Funke voiced the lighting is poor by the scrap yard and there is hardly any parking available downtown. He suggested parking meters. Molina noted Sugar Factory Road is not in the lighting district and it would be expensive to be in one.

**MAYOR:**

Mayor Purcell reported he attended a meeting with County Commissioners and a representative of the power plant. The power plant has joined with a server company and the project is expected to create fifty to sixty long term jobs. He also reported Two Rivers Authority is reviewing a long term contract. Mayor Purcell commended Joe Connelly, Code Enforcement, for addressing community decay. The city will notify the public when they will be picking up Christmas trees.

**COMMITTEE REPORTS:**

**Personnel Policy/City Policy:**

Mayor Purcell reported the City has positions open for a Water Distribution Operator in Training I and a Maintenance Worker I at the Landfill. The City is continuing to proactively evaluate job positions.

**Sewer & Water:**

Maxwell reported the City has received bids for repairs on the river intake.

**Law Enforcement:**

Ramsey reported the committee had previously agreed to revisit negotiations with the County after the first of the year.

**Streets & Alleys:**

Kautzman reported the committee discussed snow removal and emergency routes. Another meeting will be scheduled.

**Parks & Playgrounds:**

**Finance/Landfill:**

**SPECIAL COMMITTEES:**

**PETITIONS & COMMUNICATIONS:**

The City received newsletters from Montana Municipal Interlocal Authority (MMIA) and Southeastern Montana Tobacco Use Prevention Program (SEMTUPP).

**UNFINISHED BUSINESS:**

The proposed Landfill Agreement with Big Horn County was reviewed. Chris Schneider, Landfill Lead, would like the County to publish in the Big Horn County Newspaper and The Original Briefs what they will and will not pay for. Greer motioned to accept the agreement as written. Kautzman seconded. On a voice vote the motion was unanimously approved.

**NEW BUSINESS:**

Sue Taylor, Economic Development Director with Beartooth RC&D, reviewed projects they are funding in Hardin and provided an economic overview for the City. She asked for a renewal of the Memorandum of Understanding. Krebs motioned to approve the request. Kautzman seconded. On a voice vote the motion was approved. (5/0) Greer abstained.

The Memorandum of Understanding for the program with the State of Montana for data storage was tabled.

The City received three quotes for a pickup. Greer motioned to approve the purchase. Krebs added with a maximum of \$36,000 for the purchase. Greer agreed to the amendment. Molina seconded. On a voice vote the motion was unanimously approved.

Kautzman reported the discussion of snow removal will be tabled to allow for more public input. Maxwell suggested to post the route in the paper.

Kautzman motioned to approve the request of the Extension office and place thirty minute parking signs in front of their office on Custer Avenue. Krebs seconded. On a voice vote the motion was unanimously approved.

**STAFF REPORTS:**

**Public Works:**

Massine reported the Bomag was picked up last Monday. The City crew has been cleaning ditches, filling pot holes, and prepping for winter. The proposals for the water intake at the river will be brought before Council at the next meeting.

**Finance:**

Dyckman reported the State of Montana now has a form for tax withholding. The auditor is scheduled to be here in February.

**Legal:**

**Economic Development:**

**RESOLUTIONS & ORDINANCES:**

**Resolution NO. 2185: Construction of Sidewalks at First Baptist Church.** The Resolution was tabled until spring.

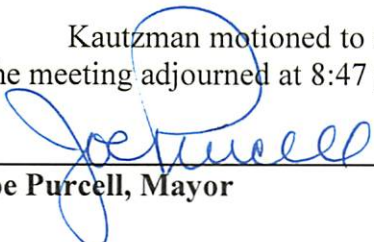


**Resolution NO. 2186: Approving Applications for License to Serve Beer, Beer and Wine, or Liquor.** Krebs motioned to approve the Resolution. Kautzman seconded. On a voice vote the motion was unanimously approved.

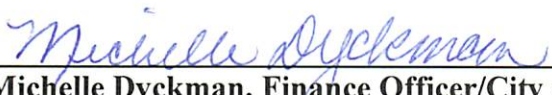
**ANNOUNCEMENTS:**

Mayor Purcell reported the City Staff Christmas party is scheduled for Wednesday, December 19<sup>th</sup>. There is a Coal Board meeting scheduled for December 20<sup>th</sup> at 8:30 a.m. at the Double Tree in Billings. The City of Hardin will close at 12:00 p.m. on Christmas Eve, Monday, December 24<sup>th</sup> and will be closed Tuesday, December 25<sup>th</sup> for Christmas Day. Offices will be closed Tuesday, January 1<sup>st</sup> for New Years and the regular scheduled meeting of Tuesday, January 1, 2019 has been rescheduled to Wednesday, January 2, 2019.

Kautzman motioned to adjourn the meeting. The motion was unanimously approved. The meeting adjourned at 8:47 p.m.

  
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Joe Purcell, Mayor

**ATTEST:**

  
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Michelle Dyckman, Finance Officer/City Clerk

