

Minutes of Livingston City Commission
March 15, 2011
6:30 p.m.

A) Call to Order:

- a. Chairman Caldwell called the meeting to order at 6:30 p.m.
- b. Commissioners present were Rick VanAken, Juliann Jones, Bill Spannring, Steve Caldwell, and James Bennett.

B) Consent Items (00:00:30):

- a. Bennett moved to approve Consent Items, Spannring seconded.
- b. All in favor, motion to approve Consent Items passed.

C) Proclamations (00:01:17):

- a. Caldwell made a proclamation for "Public Safety Dispatchers Week" that will be held from April 10th through April 16th, 2011.

D) Ordinances:

- a. **Ordinance No. 2029 (00:02:40)- AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE ZONE CODE TO ALLOW BED AND BREAKFASTS IN THE SINGLE FAMILY RESIDENTIAL ZONE (R1) AND REMOVE THE SPECIAL EXCEPTION REQUIREMENT FOR BED AND BREAKFASTS.**
 - i. Bennett moved to approve Ordinance No. 2029, VanAken seconded.
 - ii. All in favor, motion to approve Ordinance No. 2029 passed.

E) Resolutions:

- a. **Resolution No. 4188 (00:03:51) - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ESTABLISHING THE BOARD OF TRUSTEES FOR THE LIVINGSTON BUSINESS IMPROVEMENT DISTRICT.**
 - i. VanAken moved to approve Resolution No. 4188, Bennett seconded.
 - ii. All in favor, motion to approve Resolution No. 4188 passed.
- b. **Resolution No. 4189 (00:12:25)- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO SIGN CONTRACTS FOR SUMMERFEST ALONG THE YELLOWSTONE, 2011.**
 - i. Bennett moved to approve Resolution No. 4189, Jones seconded.
 - ii. All in favor, motion to approve Resolution No. 4189 passed.
- c. **Resolution No. 4190 (00:14:56)- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING THE CAPITAL IMPROVEMENT PLAN FOR THE CITY OF LIVINGSTON FOR FISCAL YEARS 2012-2016.**
 - i. Jones moved to approve Resolution No. 4190, VanAken seconded.
 - ii. All in favor, motion to approve Resolution No. 4190 passed.
- d. **Resolution No. 4191 (00:30:00) - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, APPROVING CEMETERY DEED FORM.**
 - i. Bennett moved to approve Resolution No. 4191, Spannring seconded.
 - ii. Wording of the resolution was changed from "Ed Meece" to "City Manager."
 - iii. All in favor, motion to approve Resolution No. 4191 passed.

e. Resolution No. 4192 (00:33:10)- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO SIGN RIGHT-OF-ENTRY FOR SITE INSPECTION FOR NON-FEDERAL PUBLIC LANDS FORM UNDER THE MILITARY MUNITIONS RESPONSE PROGRAM.

- i. Bennett moved to approve Resolution No. 4192, VanAken seconded.
- ii. All in favor, motion to approve Resolution No. 4192 passed.

F) Action Items:

a. Action Item A (00:37:40) - Discuss/approve/deny a proposal to form a Tree District.

**A five (5) minute recess was taken at 7:25 p.m. ** The recording times started again at zero.

- i. Adam Stern, member of the Tree Board, made a presentation and answered questions from the Commission.
- ii. James Bennett made a presentation regarding formation of a Tree District.
- iii. Vicki Blakeman, member of the Tree Board, spoke in favor of formation of a Tree District and provided further justification for the District.
- iv. Jean Bennett spoke against forming a Tree District.
- v. Mark Sukut, member of the Tree Board, spoke in favor of forming a Tree District.
- vi. Laura Bray spoke in favor of formation of a Tree District.
- vii. Eddie Miller, member of the Tree Board, spoke in favor of formation of a Tree District.
- viii. Mike Gomez, member of the Tree Board, spoke in favor of formation of a Tree District.
- ix. Jacob Devries spoke in favor of formation of a Tree District.
- x. Lee Parriott spoke against formation of a Tree District.
- xi. Carol Morries spoke against formation of a Tree District.
- xii. The Commission reached a consensus to direct the Tree Board to continue to study the issue, consider and incorporate public and Commission concerns expressed during the meeting, and develop a recommendation on whether to take the question of establishing a District to a public vote.

b. Action Item B (01:02:45) - Appoint Gary Blakely to the Board of Adjustments.

- i. Jones moved to appoint Blakely to the Board of Adjustments, VanAken seconded.
- ii. All in favor, motion to appoint Blakely to the Board of Adjustments passed.

c. Action Item C (01:04:22) - Discuss applications for the Historic Preservation Commission.

- i. Consensus was reached to bring this item back as an action item at the next Commission meeting.

G) City Manager Comments (01:06:11):

- a. Spanring and Bennett made comments.

H) City Commission Comments (01:07:35):

- a. Spanring and Caldwell made comments.

I) Public Comments (01:12:20):

- a. There were none.

J) Adjournment:

- a. VanAken moved to adjourn the meeting, Bennett seconded.
- b. All in favor, motion to adjourn the meeting passed.
- c. The meeting was adjourned at 8:42 p.m.

ATTEST:

APPROVE:

Robyn Keyes
Recording Secretary

Steve Caldwell
Commission Chairman