

Livingston City Commission Minutes
August 2, 2011
6:30 p.m.

1. Roll Call:
 - a. Steve Caldwell, Rick VanAken, James Bennett, and Bill Spannring were present.
 - b. Juliann Jones was absent.
2. Consent Items:
 - a. Spannring moved to approve Consent Items A, C, D, E; Bennett seconded. (00:00:41)
 - i. All in favor the motion passed 4-0.
 - b. Spannring moved to approve Consent Item B; Bennett seconded (00:02:49).
 - i. All in favor the motion passed 4-0.
3. Public Comment:
 - a. Lenny Gregrey commented in opposition to the proposed Charter. (00:03:13)
4. Public Hearings:
 - a. Ordinance No. 2032 – AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ESTABLISHING SQUARE FOOTAGE CAPS FOR LOTS LOCATED IN MULE HAVEN SUBDIVISION FOR ASSESSMENTS FOR THE STREET MAINTENANCE DISTRICT AND STREET LIGHTING DISTRICT. (00:12:37)
 - i. Steve Woodruff, a Mule Haven property owner, commented on the Ordinance.
 - ii. Bennett moved to approve the Ordinance; VanAken seconded.
 1. Bennett moved to amend the Ordinance by removing the words “whether developed or undeveloped” from Section 26-90 and “except as provided therein” from Section 26-91; Spannring seconded.
 - a. All in favor, the motion to amend passed 4-0.
 2. All in favor, the motion to approve the ordinance passed 4-0.
 - b. Resolution No. 4221 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, LEVYING AND ASSESSING THE COST OF MAINTAINING AND IMPROVING STREETS AND ALLEYS IN FURTHERANCE OF THE FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR STREET MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2011-2012 IN THE ESTIMATED AMOUNT OF \$784,000.00 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT.(00:19:46)
 - i. Lenny Gregrey commented in opposition to the Resolution.
 - ii. Joe Parriott commented in opposition to the Resolution.
 - iii. VanAken moved to approve the Resolution, Bennett seconded.
 - iv. Clint Tinsley, Public Works Director, commented on the Resolution.
 - v. Miral Gamradt, Finance Director, commented on the Resolution.
 - vi. VanAken moved to amend the Resolution to levy and assess at the FY 2011 level of \$670,000; Bennett seconded.
 1. All in favor, the motion to amend passed 4-0.
 - vii. All in favor, the motion to approve the Resolution passed 4-0.
 - c. Resolution No. 4222 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, LEVYING AND ASSESSING THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$47,260.00 FOR FISCAL YEAR 2011-2012 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT. (00:57.41)

- i. Rick Pittendorfer commented on the Resolution.
 - ii. Bennett moved to approve the Resolution; VanAken seconded.
 - 1. All in favor, the motion passed 4-0.
 - d. Resolution No. 4223 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, MODIFYING SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND LEVYING AND ASSESSING 100% OF THE ESTIMATED COSTS OF \$91,740.00 FOR FISCAL YEAR 2011-2012 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT. (01:03:25)
 - i. Joe Parriott commented on the Resolution.
 - ii. Lee Parriott commented on the Resolution.
 - iii. Bennett moved to approve the Resolution; Spannring seconded.
 - 1. All in favor, the motion passed 4-0.
- 5. Ordinances:
 - a. Ordinance No. 2033 – AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING THE FLOODPLAIN REGULATIONS FOR THE CITY OF LIVINGSTON. (01:16:35)
 - i. Bennett moved to approve the Ordinance; Spannring seconded.
 - ii. Patti Orndoff commented on the Ordinance.
 - iii. Jim Woodhull, Director of Planning and Building, commented on the Ordinance.
 - iv. All in favor, the motion to approve the Ordinance passed 4-0.
- 6. Action Items:
 - a. Discuss/approve/deny the budget alignment policy for the Livingston Urban Renewal Agency downtown street furniture proposal from Vision Livingston Downtown Partnership Design committee in the amount of \$25,690. (01:23:45)
 - i. Adam Stern of the Livingston Urban Renewal Agency presented the proposal.
 - ii. Patti Orndoff commented on the sponsorship plaques.
 - iii. VanAken moved to approve the Action Item; Bennett seconded.
 - 1. All in favor, the motion passed 4-0.
 - b. Discuss/approve/deny the Livingston Urban Renewal Agency's Parking Lot Improvement program for project #7 [Moose Lodge Mural]. (01:34.58)
 - i. Adam Stern of the Livingston Urban Renewal Agency presented the proposal.
 - ii. VanAken and Spannring suggested simplifying the mural design.
 - iii. Patti Orndoff commented that she thought the mural could be done well.
 - iv. The City Commission directed the Urban Renewal Agency to return with examples of simplified designs.
 - c. Discuss/ approve/ deny applications for special parking spaces for Gary Travis. (01:48:55)
 - i. Bennett moved to approve the application; VanAken seconded.
 - 1. All in favor, the motion passed 4-0.
- 7. City Commission Comments:
 - a. VanAken commented. (01:50:30)
- 8. Adjournment:
 - a. Bennett moved to adjourn; VanAken seconded.
 - i. All in favor, the motion passed 4-0.
 - ii. The meeting adjourned at 8:23 p.m.

ATTEST:

David Fine
Recording Secretary

APPROVE:

Steve Caldwell
Commission Chairman