Livingston City Commission Minutes

March 21, 2023

5:30-8:30 PM

City – County Complex, Community Room and by Zoom

<https://us02web.zoom.us/j/81583645347?pwd=WWJjOEx2YkxoaWtpS2t3NXExMGJxUT09>

Meeting ID: 815 8364 5347 **Passcode 510416** Call in: (669) 900-6833

1. Call to Order

2. Roll Call

In attendance: Chair Melissa Nootz, Vice-chair Karrie Kahle, Commissioners

Friedman, Schwarz. Lyons excused. City Manager Grant Gager, Interim Attorney Jon Hesse, Planning Director Jen Severson, and Recording Secretary Faith Kinnick.

3. Public Comment: (5:33 p.m.) : None

*Individuals are reminded that public comments should be limited to item over which the City Commission has supervision, control jurisdiction, or advisory power (MCA 2-3-202)*

4. Consent Items (5:33 p.m)

**A.** **APPROVE MINUTES FROM THE MARCH 7TH, REGULAR COMMISSION MEETING.**

**B.** **RATIFY CLAIMS PAID 03.01.2023-03.15.2023.**

**C.** **ACCEPT CITY COURT FINANCIAL REPORT FROM FEBRUARY 2023.**

* Nootz motioned to pull consent item A, for consideration during the April 4th meeting.
* Schwarz motioned to approve consent items B and C, second by Kahle.
* Passes 4-0.

5. Proclamations(5:33 p.m)

**A.** **A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DECLARING APRIL 1-7, 2023 TO BE THE WEEK OF THE YOUNG CHILD IN LIVINGSTON.**

* Nootz read proclamation
* Gager made comments
* Schwarz made comments
* Kahle made comments
* Nootz made comments

6. Scheduled Public Comment

**A.** **PLANNING BOARD ANNUAL REPORT PRESENTATION TO THE COMMISSION**

* Gager turned presentation of annual report over to Planning Director, Jen Severson.
* Nootz made comments

7. Public Hearings 5:39 p.m.

*Individuals are reminded that testimony at a public hearing should be relevant, material, and not repetitious.  (MCA 7-1-4131 and Livingston City Code Section 2-21)*

1. **ORDINANCE NO. 3040: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 30, ARTICLE V, SECTION 30.50 OF THE CITY ZONING ORDINANCE ENTITLED SIGNS.**

* Gager introduced item
* Kahle motioned to approve Ordinance No. 3040, second by Schwarz.
* No public comment
* Public hearing continued to April 4, 2023 meeting.
* Schwarz made comments
* Kahle made comments
* Nootz commented and asked clarifying question of Gager
* Gager answered
* Nootz continued
* Nootz requested a motion to continue the hearing
* Kahle amended her original motion to continue the public hearing until April 4, 2023, second by Schwarz
* Schwarz asked additional clarifying question
* Gager answered
* All in favor of continuance, passes 4-0.

8. Ordinances

9. Resolutions 5:47 p.m.

**A.** **RESOLUTION NO. 5088 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON MONTANA, DECLARING CERTAIN PROPERTY AS SURPLUS AND DIRECTING THAT PROPERTY TO BE SOLD.**

* Gager introduced item
* Kahle asked clarifying question
* Gager answered
* Schwarz motioned to approve Res. No. 5088, second by Friedman
* No public comment
* Schwarz inquired if we had asked tribal communities if they needed ambulance?
* Kahle concurred with Schwarz
* Nootz concurred with Kahle and Schwarz
* Staff will inquire with other communities to donate before selling, if not we will sell.
* All in favor, passes 4-0.

Pulled for consideration

**~~B.~~****~~RESOLUTION NO. 5089: A RESOLUTION BY THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO MDT- TRANSPORTATION ALTERNATIVES (MDT-TA) PROGRAM AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ENTER INTO REQUIRED CONTRACTS FOR GRANT FUNDS TO COMPLETE IMPROVEMENTS TO PARK STREET BETWEEN 3RD AND B STREETS.~~**

10. Action Items 5:54 p.m.

**A.** **DISCUSSION ON CITY MANAGER EVALUATION PROCESS.**

* Gager introduced item
* Nootz opened discussion about the process
* Schwarz asked clarifying question, commented regarding selecting a contractor, would like to see the full commission participate, not a sub-committee.
* Kahle concurred
* Nootz concurred
* Nootz opened discussion about the RFP
* Kahle would like to see Administrative Services/HR staff removed
* Schwarz concurred
* Nootz would like to
  + - remove ‘city personal’ from section B
    - Under ‘Scope of Work’ point 3, change the word to ‘Provide’ to Develop
    - Add a point debrief with the Commission and City Manager
    - Add a point the consultant needs to take minutes
    - Add a point Developing the evaluation instrument
    - Add a point contract modification language

11. City Manager Comment 6:10 p.m.

12. City Commission Comments 6:11 p.m.

13. Adjournment 6:14 p.m.

* Motion by Schwarz, second by Friedman,
* Passes 4-0,