## \*\* Page 1\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

OCTOBER 8<sup>TH</sup>, 2024, The Three Forks City Council met at the Three Forks City Hall (Council Chambers), 206 Main Street and via Zoom. (Zoom is a virtual meeting tool which the City began using due to COVID-19 and social distancing guidelines and continues to use to encourage participation from the safety of one's home.) The meeting was presided over by Mayor Johnston. Mayor Johnston called the meeting to order at 6:00 P.M.

ROLL CALL: City Council members George Chancellor, Gene Townsend, (Warren) Garret Buchanan, Ed Tharp, Roxi McDermott, and Reagan Hooton. City Treasurer Kelly Smith and City Clerk Crystal Turner, Gallatin County Sheriff Sgt. Doonan were present at City Hall. City Attorney Susan Swimley attended via Zoom.

The record reflected a quorum with the attendance of six (6) Council members and the meeting was held.

The **Pledge of Allegiance** to the American Flag was led by Mayor Johnston. Mayor Johnston reminded the audience this meeting was audio and video recorded and may be streamed via Zoom and on our Facebook page. The Mayor also reminded all to familiarize themselves with the policy of conduct for this public meeting on the back of their agenda.

GUESTS: Natasha Bivens, Gloria Howland, Jill Peterson, Candi McDonald, Christian Potts (arrived around 6PM).

PUBLIC COMMENTS/CONCERNS (For items not on the agenda)

#### CONSENT AGENDA

Mayor Johnston read the Consent Agenda into the record as follows:

- a. City Claims Paid due to Timeliness on 9/25/2024 Totaling \$184,538.59
- b. City Claims Paid due to Timeliness on 9/30/2024 Totaling \$266.98
- c. City Claims to be Paid
- d. Three Forks Rodeo Arena Board Claims to be Paid
- e. Council Minutes of 9/10/2024
- f. Zoning and Planning Board Minutes of 8/15/2024
- g. Boundary Realignment for Dawn M. Chretien for Property Lots 11-14, Block 10, Northwest Townsite, Commonly Known as 516 and 520 E. Date Street
- h. Reimbursement Draw to CDBG for a Planning Grant in the Amount of \$30,000 for the Three Forks Capital Improvement Plan (Signed by Mayor 9/13/24 to Expedite Refund Request)

## \*\* Page 2\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

i. Reimbursement Draw to MCEP for a Planning Grant in the Amount of \$15,000 for the Three Forks Capital Improvement Plan (Signed by Mayor 9/13/24 to Expedite Refund Request)

<u>Councilman Townsend moved to approve the Consent Agenda.</u> Councilwoman McDermott seconded the motion.

Motion Passed Unanimously.

#### PUBLIC HEARINGS

Public Hearing and Decision on a Resolution Noting the Assessment List of Delinquent Fees for Weed Removal, Administrative Fees and Penalty Mayor Johnston read the resolution into the record in its entirety, noting it would be Resolution #431-2024 if approved.

Roxi McDermott asked if the letters [sent by the City] state that if not paid a lien will be placed on the property. Crystal Turner answered yes.

Councilman Chancellor moved to approve Resolution #431-2024, a resolution noting the assessment list of delinquent fees for weed removal, administrative fees and penalty. Councilman Buchanan seconded the motion.

Public Comment: Natasha Bivens asked under what the authority in MCA provides the City the right to enter onto private property. Crystal Turner looked it up from the adopting ordinance #397-2022, and stated it was 7-22-4101(d), MCA. Mrs. Bivens said she reviewed one of the letters and said it did not break down the fees and penalties, and when the homeowner inquired with the company that performed the work, the fees they charged were half of what the City charged. Kelly Smith said the charges are stated in the resolution what the fees charged will be per hour. Mrs. Bivens said, "Without permission, this is a trespass issue."

Susan Swimley said if the Council would like her to write a statement that says it is legal, after notice, to enter onto private property and exterminate weeds she will do so, "But prior to the enactment of the ordinance, we were satisfied that we have the authority to enter onto private property, after notice, to eradicate weeds and noxious weeds. I am not prepared to do that at this time, but you can put it on an upcoming agenda and I will report on it. Mrs. Bivens suggested it be emailed to her, to which Mrs. Swimley replied she will write it for the Council not for private members. The Council members Buchanan and McDermott said they wished her to write something to them.

Roxi McDermott questioned, "In our weed policy, does it say anywhere in there that if they don't pay it we will put a lien on their property or is it just in the letters? Also, does it say how long the process allows?" Crystal answered yes, the ordinance does state the time frame and that the

## \*\* Page 3\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

City can apply a lien to the property. "#5-5-3 outlines the timeframe for reinspection, what the invoices will state and that a lien can be filed if left unpaid. We provide a grace period - if the letter says two weeks we go out after two weeks, and sometimes we even send a second letter providing two weeks and do not just to the seven-day process. We have to coordinate with our staff to see if they can get the work done," Crystal said. Mrs. McDermott said she feels the timeframe is too short to file a lien, and would prefer 12 months to pay the fine. Crystal also added that the Council has the option to amend the fee as set in the resolution, and also to amend the ordinance and change the timeline or the lien requirement. "I personally feel it is too short of a time frame, and of course I would probably come down and say Hey Crystal I need more time, but some people may be embarrassed or angry so don't get it done," Mrs. McDermott stated. Kelly Smith said weeds become a fire hazard, "People complain, they post things on Facebook about neighbors' properties saying the City isn't doing anything about enforcing its own ordinances. We have to be consistent. It's a matter of when we don't hear from the property owner we need to take care of the property." Kelly also added that it does state in the ordinance that, "Payment is due within 30 days."

Natasha Bivens agreed it is reasonable to go through the whole procedure, "And then clearly once they get the invoice and the work has been done, a \$700 bill is not going to be a necessity because it would be crippling or impossible for most. I doubt they'll pay it out of kids' lunch money. If people are working 3 jobs and have 3 kids at home, they won't be able to come up with this kind of payment." Roxi McDermott said she can see both sides of the story - but perhaps a longer timeframe to pay the invoice, maybe six months, would be better. Natasha Bivens added, "Or an option to do a repayment plan." The Mayor said people do have the opportunity to call and make arrangements for both the timeline to get the work done or to work out a payment arrangement.

Gene Townsend said, "The City of Three Forks goes out of its way to work with these people to take care of their weeds. It has been an issue in Three Forks for a long time. We finally have an ordinance that says you will do this. All the time we are asking our people who are in charge of inspection and taking the complaints, (Code Compliance and the GCSO) I think to say you give them until December to mow their weeds, there is a pretty good chance they will roll up into a tumbleweed and blow into the neighbors. I know for a fact if these people if those people would have come into the City and asked for more time, the City would have give them to them. These people ignored their letters. So what do we tell the neighbor when their yard is meticulous?" Natasha Bivens and Roxi McDermott both argued the timeline for the lien is too long.

Susan Swimley interrupted, "Mr. Mayor. Although conversation is always a good thing, what is behind the ordinance and any changes about reconsidering the policy, is not up for the Council's discussion at this

## \*\* Page 4\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

time. The public has not been noticed for this part of discussion. If the Council wishes to discuss changing the policy, it should refer the topic to the Ordinance Committee and have that Committee bring back its recommendation to change or not change the policy/ordinance," Susan said. Councilman Townsend called for the question. The Mayor asked if there was anymore public comment, and the Clerk reminded all the Roberts Rule of Order "the call for the question" means that there is a motion and second on the table and there has been discussion, public comment, etc. and it is now asking to cease discussion and move to the vote.

Motion Passed 5:1, Councilwoman McDermott opposed.

# Public Hearing and Decision on a First Reading of an Ordinance Amending Title 7, Chapter 2, Section 15: School Area Parking Restrictions

Mayor Johnston read the ordinance into the record in its entirety, stating this would be Ordinance #403-2024. Crystal Turner commented that another neighboring property owner on East Oak near the middle school entrance and the lumber yard, would not mind if the City wished to make it "no parking" on the south half of the street as well for better clearance for the buses.

Roxi McDermott verified that sports events, because it is not during school hours, those will not have the parking rule during that time. Crystal answered yes. Roxi asked if all the signs state the same rules? Crystal pulled up the sign inventory list from when she ordered them and verified they state "Do not block driveways! 1-hour parking during school session unless permit displayed (Ord. #7-2-15) Events exempt." Roxi said, "Perfect!" Gene Townsend asked if the signs are already installed. Crystal replied yes. Gene questioned, "So the signs are already out there and now we are passing an ordinance?" Crystal responded that existing ordinance does not match what the school has changed for entrances, and we wanted to make sure the traffic flow patterns matched what the ordinance said after we changed a few things to improve safety. Sqt. Doonan stated it is much safer out there now and he has heard from the property owners adjacent to the school who have said that they are seeing students parking in the far parking lot instead of all over the streets, and it seems much safer. Ed Tharp said he lives across the street and he thinks the signage has helped and there are a lot less problems that he used to deal with.

Reagan Hooton asked how these rules will be enforced during the summertime. Crystal Turner said Section B would not apply during the summer, as it states "...roughly August 20 and through June 6..."

Mayor Johnston said he attended an event at the school last week and Elementary Principal Mr. Fanning told him that the traffic patterns are much better. Sgt. Doonan agreed that the changes have made traffic around the school significantly safer.

### \*\* Page 5\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

Councilman Buchanan moved to accept Ordinance #403-2024, an ordinance amending Title 7, Chapter 2, Section 15: School Area Parking Restrictions. Councilwoman Hooton seconded the motion.

There was no public comment.

Motion Passed Unanimously.

Public Hearing and Decision on the Zoning and Planning Board's Recommendation for a Request by RCREI, LLC for an Amendment to Approved Conditional Use Permit; Change Requests the 3 Cabins be Open Year-Round. The property is Located in the Southeast Quarter of the Northeast Quarter (SE4NE4) and the Northeast Quarter of the Southeast Quarter (NE4SE4) of Section 26, Township 2 North, Range 1 East AND Lot 12A of Block 18 in Buttelman's Addition (Plat D-34-B), Commonly Referred to as 126 East Jefferson Street.

Mayor Johnston read Bret Robinson's application submittal statement.

George Chancellor questioned if there is a 28-day limit? Kelly Smith said he will not be limited to long-term rentals, but if he does an AirBnb style he would be required to adhere to the 28-days as per State law. Garret Buchanan said he thought he read in the minutes his intention is for short-term? Kelly replied that he did say that, but it was not in the [Zoning and Planning] approval. Garret felt it important to reiterate what Kelly Smith said there at the Zoning and Planning meeting into the record which was, "That if he wants to do more rentals he will have to apply for more cabins to be built and rented." Roxi McDermott said she thinks it looks nice.

Councilman Buchanan moved to amend his conditional use permit changing the request for the three cabins to be open year-round. Councilman Chancellor and Councilwoman McDermott seconded in unison.

There was no public comment.

Motion Passed Unanimously.

#### REPORT OF OFFICERS

Sgt. Doonan reported there were 228 calls for service in September, "October to date there have been 53 calls for service. We are on par for this time of year," he said.

City Treasurer Kelly Smith did not have a report.

City Clerk Crystal Turner asked the City Council and Mayor if it wished to still "adopt the highway" section just outside of town headed towards the City Yard.

## \*\* Page 6\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

The Fall Cleanup dumpsters are scheduled to be at the rodeo grounds the weekend of November  $1^{\text{st}}$ .

City Hall and Fire Hall RFPs are due by this Friday at 5PM and then we can make a selection and get going on those budget remodels and additions. The Library project for the ADA doors is already started - the doors have been ordered but will be a couple months out and the roofing quotes are almost all gathered so one can be selected.

Crystal finally reported on the City's website update. "Prior to the budget, I had been pricing new websites. Instead of doing an RFP like last time, I reached out to the MT cities and town clerks only to see what they use. Then I looked at each site to see what was appealing for the government's services provided. I chose Municipal Impact which is a sister company of Montana Rural Water. Once this is complete, the transition will be seamless to visitors to our site, but right now it has not been updated or corrected since 9/20/2024. The cost for the new website was included in the budget and will be about \$1185 for the new site, setup and training, and then about another \$1500 to transfer all the stuff from our existing website. The annual fee is about \$600 moving forward vs our \$225 now. The sites are more professional looking that I believe our current site is. We have had this site since 2016. An LGC intern built it for us for \$500 and it's very user friendly for someone that is not a web designer. However, I think we've outgrown the grassroots style website. Our current website gets an average of 100 visits a day. The majority of the time people search us to find a site, and then the next top visitors actually know our web address and visit directly. Examples so you can see what the format/layout will look like are: https://townofbroadus.com/ https://richeymt.org/ or https://twinbridgesmt.com/

Cool features of the new site include signing up for specific alerts. Right now there are no alerts pushed out from our website. But this new one allows the user to sign up for all website updates or just specific departments. For instance, if I signed up for alerts on the Water page only (and the user can sign up to get email, text or both), when that webpage is updated the alert goes out. If we post an alert that's more pressing that we want anyone who has signed up to know about - like Main Street is closed for whatever reason, we can post that alert to popup on the homepage when your visit the site and it will send out the alert the way the user opted. Just wanted to update you this is being worked on in the background and you should see the new site in October," Crystal explained.

City Attorney Susan Swimley did not have a report.

### REPORT OF COUNCIL COMMITTEES (if any)

There were no Council Committee reports.

## \*\* Page 7\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

#### UNFINISHED BUSINESS

Flood Project - Kelly Smith reported we held a meeting today with the State, Headwaters Economics and our engineers. FEMA award, no award letter yet. State will provide some Resiliency Funds for some of our [local] match. "Jeremiah is already starting to work with MDT about getting the easement to go under the road. It's moving finally! Progress!" Kelly said. The Mayor thanked Kelly for all the hard work on this project.

Water Project - Kelly Smith reported O'Keefe installed the pump but has not done the 72-hour test and Jessica Salo was not sure why O'Keefe has not done this test yet either. She will try to find out more information on that.

#### **NEW BUSINESS**

Jill Petersson, Melissa Moser, and Candi McDonald of Three Forks Youth Task Force Regarding Donating Reserve Funds for Improvements at the Ponds Jill Peterson said it is bittersweet that they are dissolving the Summer Rec program, "But with the phenomenal program the School has now, it didn't make sense to run a program simultaneous with theirs. about \$15,000 leftover. We went round and round about what to do with this money. It's leftover from all the years of Summer Rec fundraisers. We want to do something that all ages can enjoy. We'd like to extend the beach northeast of the second pond along Talc Road with the \$15,000 and maybe one or two pavilions for shade depending on the budget. We are hoping you guys are OK with that request and we can just send you the check," Jill said. Kelly Smith said that our Public Works staff could do the excavation work to enlarge the park and the City would get quotes to build the pavilion(s). She added that the budget would have to be amended for revenue and expenditure as well. Susan Swimley asked if the extension of the beach was on the city side of the pond or the state side of the pond. Natasha Bivens said she was wondering that as well, because if it is the State's pond will the City need to get permission. Gene Townsend, "All the ponds, except the third pond, belong to Fish, Wildlife and Parks. And we have a lease with Fish, Wildlife and Parks that says we can do any improvements so that's why you see trails, and bathrooms, and playground equipment and senior equipment. And we have worked with them in the past when we added the dock. This is in the City limits, as Talc Road is the border. I think it is a wonderful idea. The ponds get so much use, it is unreal out there. I mean I can't believe the kayaks, canoes, popup tents, yoga classes on boards," Gene said.

Reagan Hooton asked which way the beach would be extended along Talc Road? Crystal Turner replied it would extend south of the existing beach. Natasha Bivens said that Alice Southforth is the regional director for

## \*\* Page 8\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

State Parks and recommended the City communicate with her. Crystal said, "The City can send an email to our contact, but our lease allows us to improve the area for the benefit of the public. Anything that improves recreation and activities outside, FWP is on board with." Gene Townsend said, "In all honestly, Alic probably doesn't have anything to do with it, but the Fishing Access Coordinator would be better because it's actually considered a fishing access site. I think it's a Win Win situation, so thank you!" Candi McDonald said the community gave them the money and we want to give it back to the community. Gene thanked them for the years of the Summer Rec Program - it was a great program for years and years. GB added that it would be a gift that is going to last a really long time.

### Request by Christian Potts for Alternate Sewer Average Pursuant to Ordinance #9-4-1

Mayor Johnston read Mrs. Potts' request to the Council.

GT asked what is the difference from her rate now to an average when 3 people were in the household? KS said old average was \$80, and now it is \$169.85. I looked back and the last similar request, was averaged together. The request before that GC had suggested the rate that was higher and divided by 12. If you did something like budget billing it would be \$127.50 or \$125 is average.

Christian said she picked different months but can't remember which ones. GT you want to go back to when 6 or 7 people were in the house? Christian said yes, because it was less then than what it is now. Even though there are only two people in the house now, I would be better for that old rate.

GT leaky toilets can be hard to catch. Ed said toilets use a lot no matter what so when they leak, yeesh. GT don't want to differentiate from what we have done in the past so we can be consistent - just my opinion. GC thinks we could do what Kelly formulated with six of one and half dozen o the other. RM if we pretend we are doing the sewer rates -GB last two months on 7/24 and 8/24 - that's the usage now? Yes. Leak started in 10/23 it looks like. RM so if we redid it now at 490 it would be around \$50/month for sewer? Yes. KS said the City has done it two different ways both ending up would cost around \$125/month for the sewer. GT said I'm looking at the usage and trying to be fair to you, but also be consistent with other customers' requests. I think you have a break coming that we can work together. He asked KS to explain the \$125. In 2021 we took the new sewer rate and the old sewer and averaged it. Back in 2019, a 8-month leak in the shower we took the new rate times the 8 months and divided it by 12 to "budget billing". So if we took her's ad divided by 10 months, it comes to \$119 since she's already paid two month's at the higher rate. RH asked if this would last until when? KS until next July. GB asked how long the average was at \$80? 2 years, Christian added with 6-7 in the household. Christian said my understanding is that I c request 4 months and average it there. Just

## \*\* Page 9\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

can't imagine paying the difference (\$70) when we aren't using that now. KS because we used it before and we had to treat it and she hasn't paid for that average to be treated. Kelly added that if the Council chooses to do the rate at \$119, it would reduce her current bill by \$40/month. GB asked to calculate 9 month x \$170, then subtracted what she has already paid, and then divided it by 10 = \$119. GB opinion bitter pill to swallow but thinks that is the fairest unless other Council people have a better way to average the numbers. Ed agreed it keep the Council's actions decisions. Christian - why can't it be an average of 4 months taken in a different period? We had 7 people at one point and now there is only the Summer Rec program. Jill commented on how it provided lunches for kids too and was a really good program for our community.

### Request by Christian Potts for Alternate Sewer Average Pursuant to Ordinance #9-4-1

Mayor Johnston read Mrs. Potts' request to letter to the Council and into the record.

Gene asked what the difference is between her existing sewer rate and what an average of three people in the household would be. Kelly said her old average cost \$80/sewer and now it is \$169.85. "I did look back and the last request you got like this, we averaged the sewer rates together. The one before that, George had suggested a 12-month average like budget billing for Northwestern Energy does. I did those two calculations and the first would be \$127.50, and doing it the latter way would be \$125," Kelly said. Gene clarified the request.

Christian Potts said she requested the rate be her previous year's average, which had 6 people in the home. Christian said, "There is now only two people in the house but the rate is way higher. It is me and one son, half time. I get it's [my request] less than the formula Kelly is using, but that was also 4.5 more people." Gene asked what the anomaly was in 2/2024? "It was almost 3 times the usage than the rest of the months the toilet was leaking," he questioned. Christian said she does not know. "I just never caught the leak. The City did call and say they thought I had one because the usage was higher, but I never caught it because I'll be honest, I don't go downstairs much. When I finally did, the basement toilet was refilling and making a sound every 30-seconds," she said.

Gene said he wants to remain consistent with what we have done with other requests. George Chancellor said they could use Kelly's recommendations which are basically in the middle of her old and new rates. Roxi asked if we redid the sewer rate right now, what would a two-person usage be? Kelly replied that "redoing the sewer rates" is based on usage, not people. Garret Buchanan asked if the last two months (7/24 and 8/24) is that the water usage? "You can see that leak started somewhere in 10/2023 or 11/2023, which is skewing the formula, correct?" he asked. Roxi asked

# \*\* Page 10\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

what the rate would be for an average of 490. Kelly said roughly \$50. Christian asked, "What Kelly is proposing though is \$125 for the sewer." Kelly explained the water is charged for actual usage and that sewer is based on the previous winter's average water use, but it does not reflect on the bill until July. Crystal added, "Water and sewer each have their own base rate: water is \$34.50 for the base and sewer base is \$54.25. For additional water used the charge is \$1.55 for 100 cubic feet, but for additional sewer treatment it is %6.97 for each 100 cubic feet above the base. So sewer treatment is just more expensive. The City treated the water she used," Crystal said. Gene asked for clarification on the \$125 sewer rate Kelly mentioned earlier. "What we did was take the new sewer rate and the old sewer rate and average them for previous people who have requested. For Christian, that would be \$170 + her old \$80 rate, then divided by two. That would be roughly \$125. For two years her average was \$80 sewer rate. Back in 2019, we had a request by someone who had an 8 month leak in a shower, we took the new rate times the months of the leak, and divided it by 12 to spread it out," Kelly explained. "I just thought though that she's already paid two months at the higher rate. So if we did have and deduct the two months she's already paid, it would be \$119," Kelly said. Reagan Hooten ensured that if the Council amended this rate it would only be through June of next year. Kelly said correct. Christian Potts said she is still wondering why when someone petitions the Council, why they do not take just any four months. "Why do you want to average it over 12 months?" she asked. "We aren't using that amount of water anymore," she said. Kelly said, "It is because we had to treat the water." Roxi debated she has already paid for that but Kelly explained she paid for water, but not the treatment of the extra water used. "More went down the sewer pipe than what was charged at \$80 to treat," she explained. (There was a lot of discussion about water leaks and how much they can use, and various scenarios, and arguing about the same thing.) George Chancellor said, "The water was treated, and we are asking her to pay for that treatment." Mrs. Potts said, "What is the point of petitioning to ask for a different four months if you aren't going to give much of a break?" George said, "We take the usage of the least months of usage per year to average everyone's bill. Sewer rates are based on water use." Crystal Turner asked if she could try to explain what Christian is requesting: she is asking for the Council to pick four months without any leaks, correct? Christian said yes.

Roxi said thought would be fair to choose two months of the higher and two of the lower months to be the 4-month average. "Take the highest one, 3070 and 1130 and then a couple lower ones," she suggested. Christian Potts said the lowest usage would be the newest ones. Kelly said that would average \$123/month. Garret asked what months the City uses for averaging. Kelly replied December, January, February and March. Garret said, "Seeing her current usage, would we be able to revert back to a previous billing cycle? Go back to the four previous months of the previous year when the leak was not in affect? These rates were paid and

## \*\* Page 11\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

we should go back to her old average with that data," he asked. Reagan said, "But she didn't pay for that sewer treatment yet." Crystal explained again the process to the Council. George reminded the Council that they need to remain consistent with whatever rationale the Council chooses. "What we do for one we must do for all, and I might also add that that water was used, and processed, at a cost to the City and we're not asking her to pay the whole nine yards, but we are asking her to make up some of that difference," George added. Christian argued, "Using last year's would be higher than what I am using now if my average was 490 now. If you used my last year's average (around 800CF) I'd be paying more for what I am using now." George retorted, "Did you or did you not utilize the water?" Christian replied, "No, because it went straight down the toilet." Geroge replied, "You didn't know you were using the water perhaps, but you used the water." Christian again asked what is the point to be able to petition if the Council is not going to listen to the request."

Susan Swimley commented that she was signing off of Zoom, "I would love it if someone there would use public forum. The Council is going back and forth in a debate type thing. It is time for the Council to say is there anymore information? and make a decision. Goodnight." she said. Mayor Johnston asked the Council what it wished to do.

Councilman Chancellor that we charge this young lady for the same way we have charged everyone else that's come in with the same problem (the one \$119). Councilwoman Hooton seconded the motion.

Public comment - Gloria Howland asked why Christian Potts went from nine months paying it and did not say anything before that. Christian Potts answered she looked everywhere, checked ground for sogginess, shut off water to see if the meter was moving, nothing popped up.

Motion Passed Unanimously.

Nomination of City Council Member to the Zoning and Planning Board, Pursuant to Article V, Section A.1 of the Zoning and Planning Bylaws Mayor Johnston read George Chancellor's resignation letter into the record.

Gene Townsend thanked George for the years of dedication to the Z&P board and for being the chairman. George replied, "Thanks, I just have too many irons in the fire." Gene recommended that it would be great to have one of these young Council people to volunteer. "It's a great learning experience. You may not be chairman, but you'll be on that board. You learn a lot about what is going in Three Forks," he said. Garret Buchanan asked how many meetings per month. Kelly Smith replied that there are typically one a month, "But right now we are rewriting our zoning code so we elected to meet twice a month. That second meeting date/time varies," she explained. Reagan Hooton asked if there was a commitment to a certain

## \*\* Page 12\*\* A SUMMARY OF PROCEEDINGS OF THE CITY COUNCIL MEETING CITY OF THREE FORKS, MONTANA, OCTOBER 8<sup>TH</sup>, 2024

date? There is not. Reagan said she would be interested and was planning on starting to attend them anyway to learn. "I don't want to take it if anyone else wants it, but had planned to go," she said.

Councilman Townsend moved to nominate Reagan Hooton as the City Council member to the Zoning and Planning Board. Councilmen Buchanan and Tharp seconded the motion quickly in unison.

Motion Passed Unanimously.

### PUBLIC COMMENTS/CONCERNS (for items not on the agenda)

Jill Peterson reminded everyone they are invited to the Chamber meetings, "They are held the second Monday of each month, at 5:30PM at the Library now. The Christmas Stroll date changed to 12/14/2024 during the daylight. This is the same weekend as the Magris Tournaments – but better chance for warmer weather during the day. The parade will be starting at the Ambulance this year and working back. Arts and crafts at the bank, and a chili cookoff at the Ambulance as well."

Jill also reported that Trick-or-Treat on Main Street will run longer, until 5:30PM now, but the Chamber cannot require any business to stay open late. Roxi said Glacier Bank will stay open later than 5PM.

### MAYOR & COUNCIL ANNOUNCEMENTS

There were no Mayor announcements.

There were no Council announcements.

### AGENDA ITEMS FOR NEXT COUNCIL MEETING: November 12, 2024

- Public Hearing and Decision on a Second Reading of an Ordinance Amending Title 7, Chapter 2, Section 15: School Area Parking Restrictions
- Public Hearing and Decision on a Resolution Amending the Fiscal Year 2024-2025 Budget and Mills to be Levied

### ADJOURNMENT

Motion to adjourn the meeting was made by Councilwoman McDermott, seconded by Councilman Tharp. **Motion Passed Unanimously**. The meeting was adjourned by acclimation at 7:56P.M.

ndy Johnston, Mayor