

**KALISPELL CITY COUNCIL MINUTES
MAY 18, 2015**

View the minutes attached to the video of the meeting at:

http://www.kalispell.com/mayor_and_city_council/meetings.php or by clicking the links below.

A REGULAR MEETING OF THE KALISPELL CITY COUNCIL WAS HELD AT 7:00 P.M., MONDAY, MAY 18, 2015, IN THE COUNCIL CHAMBERS AT CITY HALL IN KALISPELL, MONTANA.

MAYOR MARK JOHNSON PRESIDED.

COUNCIL MEMBERS JIM ATKINSON, CHAD GRAHAM, PHIL GUIFFRIDA, ROD KUNTZ, SANDY CARLSON, KARI GABRIEL, TIM KLUESNER AND WAYNE SAVERUD WERE PRESENT.

Also present: City Manager Doug Russell, City Attorney Charles Harball, City Clerk Aimee Brunckhorst, Police Chief Roger Nasset, Planner Jarod Nigren and Parks & Recreation Director Chad Fincher.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

A. AGENDA APPROVAL

Guiffrida moved to approve the agenda as submitted. The motion was seconded by Gabriel.

The motion carried unanimously upon vote.

B. CONSENT AGENDA APPROVAL

All items listed on the Consent Agenda will be accepted by one motion. If a council member desires to discuss an item separately, the item can be removed from the Consent Agenda by motion.

1. Council Minutes - Regular Meeting - May 4, 2015

[05-04-15 Minutes](#)

2. Acceptance of 2015 Montana Department of Transportation Equipment Grant

Acceptance of this grant will allow the Police Department to purchase two WatchGuard In-Car cameras.

[Grant Materials](#)

Atkinson moved to approve the consent agenda as submitted. The motion was seconded by Carlson.

The motion carried unanimously upon vote.

C. COMMITTEE REPORT

None

D. PUBLIC COMMENT

Persons wishing to address the council on any issue not on the agenda are asked to do so at this time. Those addressing the council are requested to give their name and address for the record. Please see the last page of the agenda for Manner of Addressing the Council. (Comments shall be limited to three minutes.)

Mayor Johnson opened public comment.

Shalyn Bostik, Public Comment

Ms. Bostik of 26 Common Drive, asked the Mayor and Council for their opinions regarding sales tax and how and when it should be implemented and what it should be used for.

Mayor Johnson explained that the Council is not permitted to answer questions during public comment, but it would be appropriate to interview some of the council members after the meeting.

Chris Hall, Public Comment

Mr. Hall of 115 West Evergreen Drive, spoke regarding roads he feels needs some work. He provided a color coded map of roads he feels should be repaired.

Shannon Barnes, Public Comment

Mr. Barnes of 1311 Seventh Avenue West, Co-founder of the Moving Forward Foundation explained that his wife Starla Hilliard-Barnes, is a T4 paraplegic, who was injured in a 2009 hit

and run motorcycle accident. She vowed she would start an adaptive sports program, thus began the Moving Forward Foundation. She has been very active in the community. She competed and won the title of Ms. Wheelchair Montana and went to Ohio for the next round where she was able to play on an exclusive playground for the first time with her two year old daughter. They would like to get an exclusive playground in Kalispell. They have been doing some crowd funding and would like to get going on this project. Mr. Barnes handed out a business card and referred people to the Moving Forward website and Facebook page.

Seeing no further public comment, Mayor Johnson closed public comment.

E. REPORTS/RECOMMENDATIONS AND SUBSEQUENT COUNCIL ACTION

Persons wishing to address the council on individual agenda items will be asked to do so following staff reports. Please see the last page of the agenda for Manner of Addressing the Council. (Comments shall be limited to three minutes.)

1. Ordinance 1757 - Amending Alcohol Special Event Permit for Parks and Other City Owned Property - Second Reading

This ordinance amends the Kalispell Municipal Code to add the requirement that application for permits to allow the service and consumption of alcohol outdoors on City owned property must include a map depicting a fenced area for this activity and sets a reasonable time for submittal of the application.

[Ord. 1757 Materials](#)

Doug Russell provided a brief presentation on this item.

Councilor Phil Guiffrida confirmed that Wednesday at noon is the deadline for getting items submitted to an upcoming agenda.

Public Comment

Mayor Johnson opened public comment.

Joe Apple, Public Comment

Mr. Apple of 203 Garland Street spoke in opposition to this Ordinance saying there are serious consequences to improving access to alcohol. He spoke further about the statistics related to alcohol consumption.

Public Comment Closed

Carlson moved to approve Ordinance 1757, amending Chapter 3 of the Kalispell Municipal Codes and Codified at KMC 3-18, consumption in street, alley, or public place prohibited; exceptions, declaring an effective date and authorizing the City Attorney to codify the same. The motion was seconded by Kuntz.

Councilor Kluesner began discussion on the motion.

Mayor Johnson further discussed the motion.

Councilor Gabriel continued discussion on the motion.

Councilor Guiffrida explained why he will be voting no on this motion.

The motion carried upon vote with Carlson, Gabriel, Kuntz, Saverud, Mayor Johnson voting in favor, and Atkinson, Graham, Guiffrida, Kluesner voting against.

F. MAYOR/COUNCIL/CITY MANAGER'S REPORTS (No Action)

City Manager Doug Russell provided the following staff report:

- Budget Sessions are scheduled for June 7 and 8 with a third day scheduled for the 9th just in case it is needed. During budget discussions roads and the funding options for the 4th Avenue water and sewer project will be discussed.
- Mr. Russell reported attending a Transportation Workshop at the Sonoran Institute in Bozeman with other community partners. They looked at new options for transportation modes. They will likely meet with Department of Transportation to talk about new ideas that emerged that could potentially be incorporated in anticipation of the bypass completion.
- The TIGER Grant is due the first week in June. a meeting will occur this week with BNSF to tour some of the facilities and discuss perspectives and concerns. After submission, some of the staff of the representatives suggested coming back out to Washington this summer to have representatives to meet with the Secretary of Transportation. He would recommend one representative from the Council, either the Mayor or a designee to attend along with a small contingency.

Mayor Johnson provided the following report:

- The 911 budget will be moving forward and includes a 1.6% increase. This is not as large an increase as they expected, but the board decided to spend some of the reserve funds on some of the capital items needed. The Union has requested a labor contract negotiation. Mr. Russell, the Manager of the City of Whitefish and the County Manager

have been placed on a committee to work on negotiations and advance recommendations.

- Mayor Johnson and others will be meeting with Governor Bullock tomorrow at 10 a.m. to look at the bypass.
- Mayor Johnson explained that new development such as roads and sidewalks is not paid for by the city, infrastructure is required to be built by developers and then given to the city to maintain.

G. **ADJOURNMENT**

Mayor Johnson adjourned the meeting at 7:36 p.m.

Aimee Brunckhorst, CMC
City Clerk

Minutes approved on: