



CITY COUNCIL DRAFT MEETING MINUTES
March 15, 2021, at 7:00 p.m.

This meeting occurred with Council and staff present in Council Chambers with social distancing in place, as well as via video conferencing. The public was able to participate via videoconferencing at:

https://us02web.zoom.us/webinar/register/WN_vf2Z4BdeQCmYzl6apislAA.

Public comment was also available via email to publiccomment@kalispell.com.

Video of this meeting with time stamped minutes can be found at:

<https://www.kalispell.com/480/Meeting-Videos>.

A. CALL TO ORDER

Mayor Johnson called the meeting to order at 7 p.m.

B. ROLL CALL

[Mayor - Mark Johnson: Present in Council Chambers](#)

[Council Member - Kari Gabriel: Present via video](#)

[Council Member - Sandy Carlson: Present in Council Chambers](#)

[Council Member - Sam Nunnally: Present in Council Chambers](#)

[Council Member - Chad Graham: Present in Council Chambers](#)

[Council Member - Kyle Waterman: Present in Council Chambers](#)

[Council Member - Ryan Hunter: Present in Council Chambers](#)

[Council Member - Tim Kluesner: Present in Council Chambers](#)

[Council Member - Sid Daoud: Present in Council Chambers](#)

Staff present in Council Chambers included City Manager Doug Russell, Assistant Attorney Johnna Preble, City Clerk Aimee Brunckhorst, Development Services Director Jarod Nygren, Senior Planner PJ Sorensen, and Chief Building Official Jeff Clawson.

C. PLEDGE OF ALLEGIANCE

D. AGENDA APPROVAL

Motion and Vote to approve the agenda as submitted.

[Council Member - Kyle Waterman: Motion](#)

[Council Member - Chad Graham: 2nd](#)

[Mayor - Mark Johnson: Approve](#)















[Council Member - Kari Gabriel: Approve](#)

[Council Member - Sandy Carlson: Approve](#)
[Council Member - Sam Nunnally: Approve](#)
[Council Member - Chad Graham: Approve](#)
[Council Member - Kyle Waterman: Approve](#)
[Council Member - Ryan Hunter: Approve](#)
[Council Member - Tim Kluesner: Approve](#)
[Council Member - Sid Daoud: Approve](#)

The motion passed unanimously on voice vote.

E. CONSENT AGENDA

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 – March 1, 2021](#)  
2. [Award Bid for 2nd Avenue West Water Main Replacement Project](#)
This item would award AGC Inc. the base bid and additive alternate for this project in the amount of \$417,788.  
3. [Award Bid for Northwest Regional Stormwater Management Project](#)  
This item would award LHC, Inc. this project in the amount of \$2,606,668.03.
4. [Award Bid for a Sewer Combination Truck](#)  
This item would award Titan Machinery a bid for a sewer combination truck in the amount of \$395,030.
5. [Award Bid for Wastewater Treatment Plant Sludge Truck](#)  
This item would award Istate Truck Center a bid for a sludge truck cab and chassis.
6. [Certification for Community Action Partnership of Northwest Montana \(CAPNM\) to use Emergency Solutions Grant Funding for Emergency Shelter Activities](#)  
This item considers providing a certification of approval letter from the city to CAPNM as needed to utilize grant funds for future emergency shelter activities.
7. [Confirmation of Officers to the Kalispell Police Department](#)  
Police Officers Kyle Enser and Eric Juhl have successfully completed their probationary period and Council confirmation of appointment is requested.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

Motion and Vote to approve the consent agenda as submitted.

[Council Member - Sam Nunnally: Motion](#)

[Council Member - Sandy Carlson: 2nd](#)

[Mayor - Mark Johnson: Approve](#)

[Council Member - Kari Gabriel: Approve](#)

[Council Member - Sandy Carlson: Approve](#)

[Council Member - Sam Nunnally: Approve](#)

[Council Member - Chad Graham: Approve](#)

[Council Member - Kyle Waterman: Approve](#)

[Council Member - Ryan Hunter: Approve](#)

[Council Member - Tim Kluesner: Approve](#)

[Council Member - Sid Daoud: Approve](#)

The motion passed unanimously on voice vote.

[00:04:21](#)

[Police Chief Doug Overman introduced newly confirmed Police Officers Kyle Enser and Eric Juhl speaking](#) regarding their accomplishments and dedication to the department.

Mayor Mark Johnson pinned Officer Badges onto the two men and offered congratulations.

[00:08:25](#)

EARTH DAY PROCLAMATION

Mayor Mark Johnson read aloud a Mayoral Proclamation declaring April 22, 2021, Earth Day throughout Kalispell. He encouraged all citizens, businesses, and institutions to participate in programs and activities that will protect our environment and contribute to a healthy, sustainable planet and future.

F. COMMITTEE REPORTS - None.

G. [PUBLIC COMMENT](#)

Persons wishing to address the council were asked to provide public comment via email to publiccomment@kalispell.com or verbally during the video conference.

Mayor Johnson opened general public comment. Seeing none, he closed public comment.

Recent public comment received to publiccomment@kalispell.com can be found at: <https://time.ci.kalispell.mt.us/WebLink/Browse.aspx?id=142242&dbid=0&repo=Kalispell>.

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

H. [REPORTS, RECOMMENDATIONS, AND SUBSEQUENT COUNCIL ACTION](#)

Persons wishing to address the council on individual agenda items were asked to provide public comment via email to publiccomment@kalispell.com or verbally during the online meeting.

1. [Jaxon Ridge Subdivision Final Plat Request](#)  

This request considers an application from Sands Surveying, on behalf of Siderious Construction, LLP, for final plat approval of a 24-lot residential subdivision on 3.9 acres located on South Woodland Drive.

Senior Planner PJ Sorensen provided the staff report on this item.

[00:13:12](#) Councilor Waterman asked questions regarding the stormwater plan for this subdivision.

[00:14:12](#) Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

[00:14:27](#)

Motion to approve the final plat for Jaxon Ridge Subdivision.

[Council Member – Tim Kluesner: Motion](#)

[Council Member – Kari Gabriel: 2nd](#)

[00:14:43](#) Discussion on the motion.

Vote on the motion.

[Council Member - Tim Kluesner: Motion](#)

[Council Member - Kari Gabriel: 2nd](#)

[Mayor - Mark Johnson: Approve](#)

[Council Member - Kari Gabriel: Approve](#)

[Council Member - Sandy Carlson: Approve](#)

[Council Member - Sam Nunnally: Approve](#)

[Council Member - Chad Graham: Approve](#)

[Council Member - Kyle Waterman: Approve](#)

[Council Member - Ryan Hunter: Approve](#)

[Council Member - Tim Kluesner: Approve](#)

[Council Member - Sid Daoud: Approve](#)

The motion passed unanimously on roll call vote.

- [2. Resolution 6016, Resubdivision of Lot 1, Village Heights Professional Center Subdivision – Request for Preliminary Plat Extension](#)  

This resolution considers a two-year preliminary plat extension for Village Heights, Lot 1 on Village Loop Drive.

Senior Planner PJ Sorensen provided the staff report on this item.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

[00:28:05](#)

Motion and Vote to approve Resolution 6016, a resolution approving a two-year extension of the preliminary plat of the resubdivision of Lot 1 of Village Heights Professional Center Subdivision.

[Council Member - Kyle Waterman: Motion](#)

[Council Member - Kari Gabriel: 2nd](#)

[Mayor - Mark Johnson: Approve](#)

[Council Member - Kari Gabriel: Approve](#)

[Council Member - Sandy Carlson: Approve](#)
[Council Member - Sam Nunnally: Approve](#)
[Council Member - Chad Graham: Approve](#)
[Council Member - Kyle Waterman: Approve](#)
[Council Member - Ryan Hunter: Approve](#)
[Council Member - Tim Kluesner: Approve](#)
[Council Member - Sid Daoud: Approve](#)

The motion passed unanimously on roll call vote.

3. [Consideration of Offer to Purchase Old School Station Lot 8](#)  

This item considers an offer from Kurt Simonson to purchase Old School Station Lot 8.

Development Services Director Jarod Nygren provided the staff presentation on this item.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

[00:30:48](#)

Motion and Vote to proceed with the Simonson offer to purchase Old School Station Lot 8 as presented.

[Council Member - Sam Nunnally: Motion](#)
[Council Member - Tim Kluesner: 2nd](#)
[Mayor - Mark Johnson: Approve](#)
[Council Member - Kari Gabriel: Approve](#)
[Council Member - Sandy Carlson: Approve](#)
[Council Member - Sam Nunnally: Approve](#)
[Council Member - Chad Graham: Approve](#)
[Council Member - Kyle Waterman: Approve](#)
[Council Member - Ryan Hunter: Approve](#)
[Council Member - Tim Kluesner: Approve](#)
[Council Member - Sid Daoud: Approve](#)

The motion passed unanimously on roll call vote.

4. [Ordinance 1856 – First Reading - 2018 Fire Code Adoption](#)  

This ordinance considers adopting the 2018 International Fire Code with several deletions as enumerated in the Ordinance.

City Manager Russell began the presentation.

Development Services Director Jarod Nygren provided further information on this item.

Council questions for staff.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

[00:37:47](#)

Motion to approve Ordinance 1856, an ordinance to amend Ordinance 1522, 1682, and 1753, adopting by reference, the “International Fire Code” and the Appendices, 2018 Edition, with the additions, amendments, and deletions to Kalispell Municipal Code Chapter 10 as enumerated and set forth on “Exhibit “A”, as the Fire Codes of the City of Kalispell, and applicable within the corporate boundaries of the City, to provide a penalty for the violation of any lawful order issued pursuant thereto and establishing an effective date.

Council Member – Chad Graham: Motion

Council Member – Sandy Carlson: 2nd

Councilor Daoud provided [discussion on the motion](#).

[00:39:26](#) Councilor Graham provided discussion on the motion.

Councilor Waterman provided discussion on the motion.

Vote on the motion.

Council Member - Chad Graham: Motion

Council Member - Sandy Carlson: 2nd

Mayor - Mark Johnson: Approve

Council Member - Kari Gabriel: Approve

Council Member - Sandy Carlson: Approve

Council Member - Sam Nunnally: Approve

Council Member - Chad Graham: Approve



Council Member - Kyle Waterman: Approve

Council Member - Ryan Hunter: Approve

Council Member - Tim Kluesner: Approve

Council Member - Sid Daoud: Disapprove

The motion passed on roll call vote with Councilor Daoud opposed.

5. [Ordinance 1857 – First Reading – 2018 Energy Code Adoption](#)  
This ordinance considers adopting the 2018 International Energy Conservation Code.

Director of Development Services Jarod Nygren provided the staff report on this item.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

[00:42:51](#)

Motion to approve Ordinance 1857, an ordinance to amend ordinance 1676, adopting, by reference, the “International Energy Conservation Code”, 2018 Edition, as the Energy Codes of the City of Kalispell, and applicable to the jurisdictional area thereof; subject to the amendments made, adopted and approved by the Building Codes bureau, Department of Labor and Industry, State of Montana; to provide a penalty for the violation of any lawful order issued pursuant thereto; end establishing an effective date.

Council Member – Tim Kluesner: Motion

Council Member – Chad Graham: 2nd

Councilor Daoud provided discussion on the motion.

Vote on the motion.

Council Member - Tim Kluesner: Motion

Council Member - Chad Graham: 2nd

Mayor - Mark Johnson: Approve

Council Member - Kari Gabriel: Approve

Council Member - Sandy Carlson: Approve

Council Member - Sam Nunnally: Approve

Council Member - Chad Graham: Approve



Council Member - Kyle Waterman: Approve

Council Member - Ryan Hunter: Approve

Council Member - Tim Kluesner: Approve

Council Member - Sid Daoud: Disapprove

The motion passed on roll call vote with Councilor Daoud opposed.

6. Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees, (AFSCME) Local 256  

This item considers approval of a bargaining agreement between the City of Kalispell and AFSCME.

City Manager Russell provided the staff report for this item.

Questions for staff.

Public Comment

Mayor Johnson opened public comment. Seeing none, he closed public comment.

00:49:48

Motion and Vote to approve the Collective Bargaining Agreement between the City of Kalispell and AFSCME.

Council Member - Kyle Waterman: Motion

Council Member - Tim Kluesner: 2nd

Mayor - Mark Johnson: Approve

Council Member - Kari Gabriel: Approve

Council Member - Sandy Carlson: Approve

Council Member - Sam Nunnally: Approve

Council Member - Chad Graham: Approve

Council Member - Kyle Waterman: Approve

Council Member - Ryan Hunter: Approve

Council Member - Tim Kluesner: Approve

Council Member - Sid Daoud: Approve

The motion passed unanimously on roll call vote.

I. CITY MANAGER, COUNCIL, AND MAYOR REPORTS (No Action)

City Manager Doug Russell provided the following report:

- The County Elections Department has requested information regarding whether the city would like to hold the 2021 municipal elections via all mail ballots or have a polling place as well. City Manager Russell asked for confirmation from Council that they would like to continue having a polling place as they have in the past. City Clerk Brunckhorst will send out the County election calendar to Council.
- Next week's work session will include information to Council regarding the progress of the TMDL (Total Maximum Daily Load) Action Plan and the condition of the wastewater treatment plant fermenter with plans for phase 2 assessment strategies.
- Councilor Waterman had discussions with Health Officer Joe Russell regarding another update to Council at the April 5, 2021 city council meeting.

[00:53:40](#) Councilor Kluesner spoke regarding the drop in current COVID-19 infection numbers and commended the Health Department and the present and past health officers.

[00:54:22](#) Councilor Hunter spoke regarding a recent op-ed about his social media use. He then explained how he has made updates to his social media page information. Councilor Hunter has also edited some of his past social media posts based on previous council feedback. He asked that Council call him if they have specific issues with posts he makes.

[00:59:06](#) Councilor Waterman spoke regarding how long the past year has been with everything that has occurred with the COVID-19 pandemic. He thanked numerous people for the work they have done over the past year in response. He spoke regarding the decrease in local COVID cases, and also spoke regarding the 11,264 reported cases of COVID locally, and the 82 deaths over the past year attributed to COVID. He then spoke regarding current vaccination efforts with 8,000 people fully immunized to date. For more information about who is currently eligible for the vaccine, etc., please visit flatheadhealth.org.

[01:02:34](#) Mayor Johnson referred to an upcoming work session with Director of the Montana State University Local Government Center Dan Clark to discuss council communications.

Mayor Johnson reported that Jill Zidego with Climate Smart Glacier Country had wanted to provide public comment earlier in the meeting regarding the Earth Day Proclamation. She emailed the Mayor to let him know that as of now no in person earth day events are scheduled, but if some are planned, she will update their website at: www.climatesmartglaciercountry.org.

[01:03:38](#) Mayor Johnson spoke regarding all the lessons learned between March 2020 and March 2021 related to the stresses around the pandemic. He reflected on civil discourse, civility, patience, and the role of government.

J. ADJOURNMENT

Mayor Johnson adjourned the meeting at 8:14 p.m.

Aimee Brunckhorst, CMC
City Clerk

Minutes approved on, 2021

UPCOMING SCHEDULE / FOR YOUR INFORMATION

Next Work Session – March 22, 2021, at 7:00 p.m. – Council Chambers

Next Regular Meeting – April 5, 2021, at 7:00 p.m. – Council Chambers

Watch City Council sessions live on Charter Cable Channel 190 or online at
<https://www.kalispell.com/480/Meeting-Videos>.