

**CUT BANK CITY COUNCIL  
OCTOBER 3, 2016  
CITY HALL**

**CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE:**

Mayor Raemaeker called the meeting of the Cut Bank City Council to order at 6:30 PM, Monday, October 3, 2016. The following Council members answered roll call: Timothy Curtiss, Donovan Grubb, Kelly Solberg and Tim Kipp. Also present were City Superintendent Jim Suta, City Clerk-Treasurer Linda Burley, City Attorney Robert Smith and Police Chief Mike Schultz. All present stood and recited the Pledge of Allegiance.

**VISITORS:** LeAnne Kavanagh of the Cut Bank Pioneer Press and residents Don Topp, Randy Fetters, Elaine Mitchell, Valarie Fetters, Erik Nelson, Cheri Bundy, Greg Kennedy, Hector Halverson, Debra Williams, Tommy Williams and Laurie Elhard.

**PUBLIC HEARING ON THE MILLS LEVIED FOR THE PURPOSE OF STREET MAINTENANCE**

City Attorney Smith swore in Clerk-Treasurer Burley. City Attorney Smith asked Clerk-Treasurer Burley if she had responsibilities in her position of Clerk-Treasurer regarding the advertising of public hearings. Clerk-Treasurer Burley answered yes and explained that she has to advertise for two weeks in the local newspaper. City Attorney Smith asked Clerk-Treasurer Burley if she had done so and if she had the affidavit of publication for this advertising. Clerk-Treasurer Burley responded yes. She was then asked by City Attorney Smith if she had received any public comment concerning the mill levy for street lighting and she responded that no comments have been received. City Attorney Smith said it was time for public comment. Hearing no comment, City Attorney Smith closed the public hearing.

**PUBLIC HEARING ON THE MILLS LEVIED FOR THE PURPOSE OF STREET LIGHTING**

City Attorney Smith swore in Clerk-Treasurer Burley. City Attorney Smith asked Clerk-Treasurer Burley if she had responsibilities in her position of Clerk-Treasurer regarding the advertising of public hearings. Clerk-Treasurer Burley answered yes and explained that she has to advertise for two weeks in the local newspaper and when asked if she had the affidavit of publication for such advertising, she answered yes. She was then asked by City Attorney Smith if she had received any public comment concerning the mill levy for street lighting and she responded that no comments have been received. City Attorney Smith said it was time for public comment. Hearing no comment, City Attorney Smith closed the public hearing.

**PUBLIC HEARING ON SEWER RATE INCREASE:**

City Attorney Smith swore in Clerk-Treasurer Burley. City Attorney Smith asked Clerk-Treasurer Burley if she had knowledge of the responsibilities regarding the advertising for public hearings. Clerk-Treasurer Burley answered yes, she had to advertise for three weeks in the local newspaper and send written notification by mail to each sewer customer in Cut Bank. City Attorney then asked Clerk-Treasurer Burley if she had done so and if he had an affidavit of publication. She answered yes, all conditions had been met. When asked by City Attorney Smith if she had received any comments on the proposed sewer increase, Clerk-Treasurer Burley responded by reading a written correspondence she had received from P.R. Myhre. City Attorney Smith said it was then time for public comment.

Dave Aune with Great West Engineering spoke about the background on the waste water project. Laurie Elhart inquired as to whether there were grants available to help pay for the project. Mr. Aune explained that the City has a funding package for the project and there are grants and forgiven loans included in that funding package. Questions were raised about existing debt in the sewer fund, as well as how Equivalent Dwelling Units are figured. EDUs are calculated based on the meter size of a property. Superintendent Suta explained that in July all bills will be based on EDUs so some properties with larger water meters will be paying for more than one EDU.

Residents posed other questions about the need for a sewer treatment plant and Mr. Aune explained that stricter State and Federal regulations have put us out of compliance in our current system, and the council considered many options before making the decision to build the treatment plant.

Upon hearing no more comments, the public hearing on the sewer rate increase was closed.

**CLAIMS:**

**Councilperson Curtiss made a motion to approve the claims through September 30, 2016 in the amount of \$41,276.77. Councilperson Grubb seconded the motion. The motion was approved 4 to 0.**

**ADDITIONAL ITEMS FOR DISCUSSION:** None

**CONSENT AGENDA:**

**Councilperson Solberg made a motion to approve the September 19, 2016 minutes and the September 22, 2016 Payroll in the amount of \$73,086.14. Councilperson Curtiss seconded the motion. The motion carried 4-0.**

**DEPARTMENT HEAD REPORTS:**

Superintendent Suta's report was reviewed.

**Councilperson Curtiss made a motion to approve the City Superintendent's report. Councilperson Grubb seconded the motion. The motion carried 4-0.**

**OLD BUSINESS:**

**Zoning Ordinance:** City Attorney Smith is still working on amending the ordinance.

**NEW BUSINESS:**

**Councilperson Curtiss made a motion to approve Resolution 16-26 to levy mills for the Street Maintenance Districts. Councilperson Solberg seconded the motion which carried with a 4-0 vote.**

**Councilperson Grubb made a motion to approve Resolution 16-27 to levy mills for the Street Lighting District. Councilperson Curtiss seconded the motion which carried with a 4-0 vote.**

**Councilperson Curtiss moved to approve Resoluti9on 16-28 to increase rates for the users of the wastewater system. Councilperson Grubb seconded the motion and it passed unanimously.**

**Councilperson Solberg moved to approve the Agreement for the Operation & Maintenance of the Shelby to Cut Bank Components of the North Central Montana Rural Water Authority. Councilperson Grubb seconded the motion. It was clarified that Cut Bank would be responsible for the O&M of the line between the Ethridge Pump Station and Cut Bank. The Resolution was adopted with a 4 to 0 vote.**

**Councilperson Grubb moved to approve Resolution 16-29 Authorizing an Extension on the Wastewater Bond Anticipation Note. Councilperson Curtiss seconded the motion. The vote was called and motion passed unanimously.**

The first reading of the Floodplain Ordinance was tabled until the next meeting.

**CORRESPONDENCE:** None

**WORK SESSION:** None

**ADJOURNMENT:**

There being no further business to come before the Council, **Mayor Raemaeker adjourned the meeting at 7:18 PM.**

**Attest:**

**Approve:**

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Linda Burley, Clerk-Treasurer

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Dan Raemaeker, Mayor