

MINUTES OF COUNCIL MEETING
June 1, 2017 7:00 p.m.
TOWN OF VIRGINIA CITY, MONTANA
Rehearsal Hall

Council Present: Scott Petersen, Dave Bacon, Amy Grice, Justin Gatewood, Erin Leonard

Staff present: Nancy Stewart Clerk/Treasurer, Robert Erdall Public Works

Public Present: Leona Stredwick, Lynne Milliken, Toni James, Rena Hermann, Terry Schaplow, Rebecca Ramsey, Steve Primm, Kris Inman, Jerry Schildroth, Stephanie Schildroth, Kristi Kline, Roger Williams, Butch Frediani, Eli Thompson, Tom Gnauck

1) Call to Order: Meeting in the Rehearsal Hall of Virginia City was called to order at 7:02 pm
By Scott Petersen, Mayor

2) Mayor and Commissioner's Reports/Comment:

a) Mayor Petersen commented on the podium at the rehearsal hall, which was made by his father.

b) Three of the town's council seats will be open for election in November.

c) Mayor Petersen thanked Councilman Gatewood, Andy Thomas and friends for the great job on the ball field.

3) Comments from the Public:

a) Terry Schaplow, who is representing Rena Hermann, discussed the Vigilante Gift Shop parking situation in back of the building. Madison County is obligated to put fill in back of the shop for parking. This has been a two year process. Mr. Schaplow advised the council as to what will happen. The council's only concern would be if it affected the alley way.

b) Rebecca Ramsey RVCD, Steve Primm and Kris Inman talked at length regarding bears in and around Virginia City and the dumpster in Nevada City. They would like to work with businesses and residents of Virginia City to make the town bear proof. This would involve making sure trash is picked up and trash cans are bear proof.

Steve Primm talked about the dumpsters at the Palisades trash site and how bear proofing the dumpsters is working out. Mr. Primm said that bear proof trash cans cost around \$200-\$300.

Mayor Petersen would like to see them host a bear awareness program in Virginia City in June or July.

Eli Thompson stated that bears should be made people aware.

MOTION: To move Kristi Kline, MRWS, up on agenda. Motion made by: Justin Gatewood; Seconded by: Dave Bacon. **The question was called.** The motion passed by voice vote; Scott Petersen, Dave Bacon, Justin Gatewood, Erin Leonard and Amy Grice in favor. None opposed.

New Business:

a) Kristi Kline from Montana Rural Water Systems talked about the Source Water Protection Plan that she has been working on with town officials. Ms. Kline talked about water quality and quantity, communicating with the community, infrastructure planning and mapping. The plan will be looked over by the council and any changes need to be submitted. The Council will make a Resolution to adopt the plan at the council meeting in July.

4) HPO Report:

a) Mr. Jarvis had a conversation with Allison LaFever regarding the Dudley building. The LaFever family has decided that the restoration of this building is too big of a project for them to undertake. Mr. Jarvis will talk to the Montana Heritage Commission to see if they are interested in the building.

b) The Memorandum of Understanding for the Preservation Officer position has gone to Madison County for signatures and then to VCPA and MHC.

c) HPAC has started to review the Design Guidelines for the town.

d) The Bale of Hay Saloon has submitted a list of dates for their tents to be set up. HPAC thought that they could keep the tents up for most of the season rather than taking the tents down after each event.

5) HPAC Report:

a) Elling Gold Exchange Sign Permit:

MOTION: To accept the Elling Gold Exchange sign. Motion made by: Erin Leonard; Seconded by: Amy Grice. **The question was called.** The motion passed by voice vote; Scott Petersen, Dave Bacon, Justin Gatewood, Erin Leonard and Amy Grice in favor. None opposed.

b) Nacho Mama's Sign Permit:

MOTION: To accept Nacho Mama's sign with the condition that it comes down when the business closes for the season. Motion made by: Scott Petersen; Seconded by: Amy Grice. Justin Gatewood thought there should be a fine for putting the sign up before the council voted on it. It was decided that Lynne Milliken's intentions were good and she had forgotten that it needed to go to the council for vote after HPAC reviewed it. **The question was called.** The motion passed by voice vote; Scott Petersen, Dave Bacon, Amy Grice and Erin Leonard in favor. Justin Gatewood opposed.

c) Burton Sign Permit:

MOTION: To accept Burton's sign permit with a \$50 fine for putting the sign up before it was approved. Motion made by: Scott Petersen; Seconded by: Justin Gatewood. **The question was called.** The motion passed by voice vote; Scott Petersen, Amy Grice, Justin Gatewood, Erin Leonard and Dave Bacon in favor. None opposed.

d) VICE Sign Permit:

MOTION: To accept VICE's seasonal sign permit for the ball park. Motion made by: Amy Grice; Seconded by: Dave Bacon. **The question was called.** The motion passed by voice vote; Scott Petersen, Amy Grice, Justin Gatewood, Erin Leonard and Dave Bacon in favor. None opposed.

e) Petersen Development Permit:

MOTION: To accept the Petersen Development Permit. Motion made by: Amy Grice; Seconded by: Dave Bacon. **The question was called.** The motion passed by voice vote; Dave Bacon, Justin Gatewood, Erin Leonard and Amy Grice in favor. None opposed. Scott Petersen left the council table and sat with the public.

f) Gnauck Development Permit:

MOTION: To accept the Gnauck shed permit with vertical board and siding. Motion made by: Justin Gatewood; Seconded by: Erin Leonard. **The question was called.** The motion passed by voice vote; Scott Petersen, Dave Bacon, Justin Gatewood, Erin Leonard and Amy Grice in favor. None opposed.

Councilman Gatewood commented that the town's permits were not reflecting what is in the Town Code Book. The Clerk/Treasurer will look at the permits to make sure they comply with the Town Code Book.

6) Public Works Report:

- a) The Community Center Gym floor is being redone.
- b) PWO Erdall has been at weed school in Whitehall all week.
- c) The Public Works Board held a meeting last month. They talked about Skip Hissong putting in a culvert near his house. The sewer/water ordinance was reviewed.
- d) Andy Bobst from the Montana Bureau of Mines is working with the town on source water.

7) Old Business:

- a) Schildroth alley vacation in Block 210 was discussed. The town's engineers and public works say not to do the alley vacation. If Mr. Schildroth wants to continue with the alley vacation, he will need to put in an application and go through the proper channels. The council is not willing to vacate the right of way and would refund Mr. Schildroth his \$500. Mr. Schildroth will talk to his attorney and would like the minutes from the November 2016 council meeting.

8) New Business:

b) MHC sewer hookups in Nevada City:

MOTION: To deny MHC's request for sewer hookups. Motion made by: Amy Grice; Seconded by: Dave Bacon. **The question was called.** The motion passed by voice vote; Scott Petersen, Amy Grice, Justin Gatewood, Erin Leonard and Dave Bacon in favor. None opposed.

c) Presentation of proposed amendments to Virginia City Sign Regulations:

Mr. Jarvis, contract HPO, handed out amendments to the sign regulations that HPAC has been working on. The council will review these changes.

9) Consent Agenda

a) Minutes for Council Meeting, May 4, 2017

MOTION: To accept the minutes from the May 4, 2017 meeting. Motion made by: Scott Petersen; Seconded by: Dave Bacon. **The question was called.** **The motion passed by voice vote; Scott Petersen, Dave Bacon, Justin Gatewood and Amy Grice in favor. None opposed. Erin Leonard abstained from the vote.**

b) Accounts Payable for May, 2017

MOTION: To approve accounts payable for April, 2017. Motion made by: Scott Petersen; Seconded by: Amy Grice. Justin Gatewood commented on the payment to Benedict Builders for the ball field dug outs. A \$1000 was donated to the Town by the Elk's to help pay for the dug outs. **The question was called.** **The motion was passed by voice vote; Scott Petersen, Dave Bacon, Justin Gatewood, Erin Leonard and Amy Grice in favor. None opposed.**

10) Public Comment:

a) Bob Erdall, as past mayor, said that the council should not judge what people's intentions were in regards to following town ordinances on permits and all the permits should be treated the same.

b) Justin Gatewood talked about the resort tax and the process of annexing Nevada City. Because Virginia City is an incorporated town, we cannot annex Nevada City into our resort tax district.

c) Parking on city streets in front of stop signs was discussed again.

10) Adjournment:

MOTION: To Adjourn. Motion made by: Dave Bacon; Seconded by: Amy Grice. **The question was called:** **Motion was passed by voice vote, all in favor. None opposed.**

ADJOURNMENT:

Meeting adjourned at 10:11 pm

Respectfully submitted and attested,

Scott Petersen
Mayor

Nancy Stewart
Clerk Treasurer