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# CITY OF DEER LODGE

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# COUNCIL AGENDA

October 17, 2022, | 6:00 PM | PC Community Center

**1. Call Meeting to Order | Pledge of Allegiance**

**2. Public Comment:** Members of the audience may comment on any non-agenda item. State Statute prohibits the City Council from discussing any introduced item. The Council limits each person to three minutes to ensure there is sufficient time for all comments. The Council respects all comments and will have staff follow up any questions.

**3. Approval of Minutes**

a. Regular Meeting: Deferred

**4. Public Hearing:**

a. None

**5. Department Reports:**

a. CAO | b. Public Works | c. Police | d. Fire | e. Recreation Program

**6. Mayor and Council Concerns:** (ONLY Concerns that are not on Business Items). This is a time when Council Members or Mayor can bring a concern before the Council that is not otherwise listed on the Agenda. NO action can be taken at this time. If action is necessary, the item is put on the next meeting agenda.

**7. Continued Business Items:** The Council will act on each item after accepting public comments.

a. None

**8. New Business Items:** The Council will act on each item after accepting public comments.

a. 1st Reading of Ordinance 2022-4: Zoning Amendments – Jordan

b. Growth Policy Proposal Selection – Jordan

**9. Next Meeting Announcement(s)**

a. Regular Meeting – November 7, 2022, 6:00PM at City Hall due to election

**10. Adjournment**

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Deer Lodge City Council meets in the PC Community Center | 416 Cottonwood Ave | Deer Lodge, MT 59722

For Further Information, Contact | Cyndi Thompson | City Clerk | [cthompson@cityofdeerlodgmt.gov](mailto:cthompson@cityofdeerlodgmt.gov) | 406.846.2238

# CITY OF DEER LODGE

## CAO REPORT

October 2022

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### PROJECT SUMMARIES

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#### **Municipal Budget**

- Stan and I are in regular meetings with Financial Advisor over budget requirements, Annual Financial Reporting, and other topics. We are going to partner with MMIA for future City Treasurer classes that MMIA will be hosting.
- Working on annual reporting for USDA Rural Development Loans as required for our bonds on the Wastewater Treatment Plant.

#### **City Planning**

- County Parks Board Trails Subcommittee is refocusing on using City/County Parks and Trails for events. Anyone who is interested in joining the Park/Trail subcommittee should contact the Powell County Planning Department. Have prioritized events with the subcommittee to start working on.
- Have put rules and regulations sign at skatepark. Inferno Wireless has set up connection and am coordinating with camera company to find a time for installation.
- I am City contact for the State Regional Disaster Mitigation Planning process. The state is funding for a 5-year update to the regional disaster plans, which will be disbursed to municipalities upon completion. I have submitted City of Deer Lodge Hazard Data Collection Guide to the Montana Disaster and Emergency Services Mitigation Division. Have been involved with Zoom meetings with the firm creating the plans.
- Working with a few different property owners on feasibility for placing several homes on larger lots in town.
- Working on draft historic preservation ordinance with Historic Preservation Commission to bring to Council for consideration of adoption.

#### **Grants**

- Submitted Reclamation and Development Grant (RDGP). Will need to be approved by 2023 Legislature.
- Applied for Targeted Brownfield Assessment (TBA) Grant for Hotel Deer Lodge. Expecting assessment in next few months.
- Applying for EPA Brownfields Cleanup Grant for Hotel Deer Lodge. Working with Powell County Planning Director on application, with support from EPA representative for our region.
- Demolition has completed on 233 5<sup>th</sup> Street as part of FEMA PDM-17 grant cycle. Grant closeout is completed. Stahly Engineering is working on the Notice of Intent to apply for funding for the next PDM grant cycle.
- Received quote for 3 wayfinding kiosks around town as part of Department of Commerce Tourism Grant program. Quote was astronomical. We rescinded grant

application, and the Economic Growth and Development Committee will be reviewing options for projects to apply for Tourism Grant funding next Spring.

- DEQ has received a brownfields planning grant for the Milwaukee Roundhouse and Passenger refueling area and will begin working with the county and myself on administration of those funds.
- Working on reporting requirements for local ARPA grants. Will send out checks this week.
- Received Advisory Committee rankings for I&I and Well ARPA Competitive Grant applications. Our I&I project ranked #3 for priority funding in the state. Well project was ranked lower due to scoring mechanism. Grant contracts have been completed.
- Looking at opportunities to apply for DNRC Community Forestry Grant.
- Applying for two Montana Main Street Program grants as motioned by Economic Growth and Development Committee. One is for new banners on streetlights and the other is to plan for a Business Improvement District.

### **City Hall & Employees**

- Ray Peterson Electric has toured City Hall for electric improvements to Youth Board room. Awaiting quote.
- Ricci (City Hall Trustee) and I are working on transitioning City Hall to LED lightbulbs to reduce costs and receive rebate from Northwest Energy.
- Code Enforcement Officer interviews are this week.

### **Floodplain Administration**

- Received first draft of new floodplain boundaries from DNRC. So far, very minor changes to floodplain boundaries in Deer Lodge. City should expect final updated maps in 2025.
- Had 5-year Community Assistance visit with DNRC Floodplain representatives, which went very well. The DNRC is currently reviewing our floodplain ordinance to see if they recommend any changes.

### **Economic Development**

- Applied for a Rural Reimagined grant with County Planning Director and Extension to aid in local business and tourism education. Received notice we were awarded grant funding and will be working with the two of them on how to administer funding for this project.
- Economic Growth and Development Committee looking at how to work more closely with local organizations. Met with Chamber of Commerce and Discover Deer Lodge to figure out future goals and roles.
- Coordinating with Discover Deer Lodge on placing bike racks throughout town.
- I have met with Discover Deer Lodge and Discover Anaconda to determine how we can best mirror Discover Anaconda's economic and housing development practices. I have made some great contacts with them which will provide us a lot of guidance in the future. Will be meeting with them and again in next several weeks.
- Coordinating with county on several potential industrial park projects in and around the city.

- Gary Chilcott will likely move his business warehouse to another community following the news from the City Council.
- Member of the Ted Rule Memorial Football Field Committee, which is working to achieve funding through donations and grants for a complete renovation of the School District Track and Field Complex. Have wrote grants to the Foster Foundation and the Northwest Farm Credit Services Rural Community Grant Program. We have heard back from the Northwest Farm Credit Services and have been awarded \$2,500 for the project. No news from other application. Amanda and I have submitted a CDBG Planning Grant for a PER for the project.
- Working on Right-of-Way Encroachment and Outdoor Advertising Permits to put up North Gateway sign near North Interstate exit.
- Had business and organization roundtable on October 13<sup>th</sup> at the Broken Arrow. Approximately 30 representatives appeared. Gathered input on problems facing the organizations and we are working on turning problem statements into goals. Also distributed the Powell County Resource Guide to those present.

#### **INTEREST ITEMS FOR CITY COUNCIL**

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- City news will now be incorporated into advertisements on 96.9FM, The River. Updates weekly. Let me know if you have any City news that I can relay to Marci at the station to be included in the broadcast.
- Have completed legal and editorial review for American Legal on codification project. We are expecting the feedback on that review soon. Then, we will pass new ordinances where necessary and code will be online soon after.

# CITY OF DEER LODGE

## Public Works Report

### September 2022/October 2022

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#### PROJECT SUMMARIES

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##### **Street Maintenance**

- 2022 Street Maintenance Project nearly complete. Paving on Bielenberg this week and concrete pan on Oregon will wrap up the project for the year. Chip sealing will occur next year alongside the 2023 Street Maintenance Project
- Pothole Patcher is repaired, and we are pothole patching
- Concrete sidewalk at intersection of Conley and Main where a new hydrant was installed

##### **Sewer Utility**

- Landfill Drying Bed Project substantially complete
- Mixer Rebuilds

##### **Parks and Rec**

- Hunter Smith has resigned. Brad is back doing the parks and the cemetery

##### **Water**

- Repairing Leaks
- Replacing old water system components
- New service line installs with taps
- New well to be drilled next month

##### **Solid Waste**

- Minor repairs being done to the claw on the Peterbuilt

##### **Mosquito Abatement**

- Nothing to report

#### INTEREST ITEMS FOR CITY COUNCIL

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- Started working on the 2023 Street Maintenance Project. We may have to downsize next years project due to more work being done on 4<sup>th</sup> St. than what was anticipated 5 years ago. As it stands right now without any downsizing the project will consist of 4<sup>th</sup> St., California Ave., Larabie St., W. Texas, and W. Conley. The downsized project would take out the mill and overlay on California and Larabie to get costs under 400k.
- Start discussions of another new well
- Ongoing meetings with 120 water for the new Lead and Copper Rule Revisions

#### COVID-19 RESPONSE

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*Currently the Public Works Crew is moving forward on anticipated projects while working safely, practicing enhanced hygiene, and using personal protective equipment as directed.*



## Deer Lodge Police Department

September 2022

### Police CFS

911 Abandoned Total: 1  
Alarm Total: 11  
Assault Total: 3  
Burglary Total: 3  
Citation Service Total: 1  
Citizen Assist Total: 1  
Civil Matter Total: 1  
Civil Standby Total: 2  
Complaint Total: 1  
Courtesy Ride Total: 2  
Criminal Mischief Total: 2  
Custodial Interference Total: 1  
Disturbance Total: 6  
Domestic - Nonviolent Total: 1  
DUI Total: 1  
Extra Patrol Requested Total: 1  
Found item(s) Total: 3  
Gas Odor Total: 1  
Harassment Total: 3  
Hit and Run Total: 1  
Information Total: 5  
Intoxicated Person Total: 1  
Littering Total: 1  
Missing Person(s) - Adult Total: 1  
Lost Person Total: 1  
Missing Person(s) - Juvenile Total: 3  
Noise Complaint Total: 1  
Noise Complaint Music Total: 1  
Panhandling Total: 1  
Parole Violation Total: 1  
Partner Family Member Assault Total: 3  
Privacy in Communication Total: 1  
Probation Officer Check Total: 4  
Property Lost Total: 1  
Public Safety Total: 1

Reckless Driving Total: 4  
Ambulance Assist Total: 6  
Request Officer Total: 12  
Scam - Mail Total: 1  
Sexual Assault Total: 1  
Stray - Canine(s) Total: 3  
Suicidal Adult - Male Total: 1  
Suspicious Activity Total: 3  
Suspicious Package(s) Total: 2  
Suspicious Person(s) Total: 2  
Suspicious Vehicle(s) Total: 5  
Theft Total: 10  
Theft from Building Total: 3  
Theft From Vehicle Total: 3  
Theft - Medication(s) Total: 1  
Traffic Accident - Non Injury Total: 5  
Traffic - Complaint Total: 3  
Traffic - Hazard Total: 2  
Traffic Stop Total: 114

### Code CFS

*Abandoned Vehicle(s) Total: 2*  
*Animal - Barking Dog(s) Total: 1*  
*Animal - Complaint Total: 2*  
*Animal - Cruelty Total: 2*  
*Animal - Dead Total: 1*  
*Animal - Found Total: 2*  
*Animal - Stray Total: 1*  
*Animal - Vicious Total: 2*  
*Dog Bite Total: 1*  
*Dog(s) at Large Total: 2*

**Total Calls For Service: 304**  
**Citations Issued: 31**



# FIRE DEPARTMENT REPORT

SEPTEMBER 2022

## **HIGHLIGHTS**

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### **1 Call for Service:**

- Small grass fire MM 176. Bystander had it out before we arrived. Approx. 150 sqft in size.

## **INTEREST ITEMS FOR CITY COUNCIL**

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### **Department Happenings**



# RECREATION PROGRAM REPORT

## SEPTEMBER 2022

### **HIGHLIGHTS**

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- Football and volleyball went great. Not very big classes for these 2nd-5th graders. But they had fun. Their pizza parties are this week at victory lanes.
- Adult volleyball starts this weekend and runs for 5 weeks.
- There's a good chance we're going to combine boys and girls for basketball since numbers are so low.

### **PROJECT SUMMARIES**

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None.

### **INTEREST ITEMS FOR CITY COUNCIL**

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None.

### **STAFFING CONCERNS**

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None.

### **COVID-19 RESPONSE**

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No update.



**ORDINANCE 2022-4**

**AN ORDINANCE BY THE DEER LODGE CITY COUNCIL AMENDING SECTIONS OF CHAPTER 1 OF TITLE 11 (ZONING) OF THE CITY OF DEER LODGE CODE TO ALLOW FOR GREATER HOUSING FLEXIBILITY.**

**IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER LODGE, MONTANA:**

WHEREAS, Section Two, Part Three 76-2-301 et. Seq. of the Montana Code Annotated authorizes the City of Deer Lodge to adopt and enforce local zoning regulations to promote the public health, safety, morals, of the general welfare of the community; and

WHEREAS, the City of Deer Lodge Planning Board has the responsibility to review zoning regulations for the City of Deer Lodge; and

WHEREAS, the Planning Board, following public input, identified desired changes to the residential districts in town to provide greater housing option flexibility to address the housing shortage facing the City of Deer Lodge and the State of Montana as a whole; and

WHEREAS, the proposed changes are to increase flexibility for the renovation of nonconforming uses, remove language prohibiting the creation of Accessory Dwelling Units, relaxing landscaping material requirements, allowing for duplexes, triplexes, and fourplexes as permitted uses in most of the residential districts, decreasing lot area and width for newly created lots in most residential districts, and increasing the percentage of lot coverage in most residential districts. FURTHER, these changes are more precisely shown in the attached Chapter 1 of Title 11; and,

WHEREAS, the Planning Board discussed these proposed amendments at their April 18 and August 15, 2022 meetings; and

WHEREAS, the Planning Board after receiving a summary from the City Administrator/Planner, elected to forward the amendments to the City Council through a vote of five to zero with two members absent; and

WHEREAS, the Deer Lodge City Council reviewed the recommended amendments at their September 6, 2022 meeting and elected to move the recommended amendments to public hearing through a vote of six to zero with two members absent; and

WHEREAS, the Deer Lodge City Council conducted a duly noticed public hearing at their regularly scheduled Council meeting on October 3, 2022 at 6:00 PM to accept comments regarding the proposed amendments. FURTHER, the City Council at their regular meeting on October 3, 2022 voted to adopt the proposed amendments to Chapter 1 of Title 11; and

NOW, THEREFORE, BE IT RESOLVED, that the Deer Lodge City Council hereby amends Chapter 1 of Title 11 to allow greater flexibility for housing in City limits to address the housing shortage in the City of Deer Lodge. The amended Chapters and Sections are attached to this ordinance.

SEVERABILITY. If any selection, subsection, sentence, clause, phrase, or word of Ordinance 2022-4 is for any reason held to be invalid or unconstitutional, such decision shall not affect the

validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance 2022-4 and each section, subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or words have been declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

Passed and Approved by the City Council of the City of Deer Lodge, Montana on the first reading at a Regular Council Meeting on the 17<sup>th</sup> day of October, 2022.

Council Member	Yea	Nay	Abstain/Present	Absent
Dick Bauman   Council President				
Joseph Callahan				
Curt Fjelstad				
Jackie Greenwood				
John Henderson				
Robert Kersch				
John Molendyke				
Gordon Pierson				
James Jess   Mayor				

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James Jess, Mayor

Attest:

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Cyndi Thompson, City Clerk

Passed and Approved by the City Council of the City of Deer Lodge, Montana on final reading at a Regular Council Meeting on the 7<sup>th</sup> day of November, 2022.

Council Member	Yea	Nay	Abstain/Present	Absent
Dick Bauman   Council President				
Joseph Callahan				
Curt Fjelstad				
Jackie Greenwood				
John Henderson				
Robert Kersch				
John Molendyke				
Gordon Pierson				
James Jess   Mayor				

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James Jess, Mayor

Attest:

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Cyndi Thompson, City Clerk

**The effective date of Ordinance 2022-4 is December 8, 2022**