MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ROUNDUP HELD ON OCTOBER 4, 2022 AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS AND GOTO MEETING.

The meeting was called to order by President of the Council Toombs. Clerk/ Treasurer Lanter conducted roll call with council members, Vivirito, Long, Liggett, Erickson, Carlson, McCleary, and Fisher present. Also, present was Director Sibley, and Attorney Brooks was present by video.

*MOVED BY LIGGETT SECONDED BY FISHER TO APPROVE THE MINUTES OF THE SEPTEMBER 19, 2022 MEETING. ALL IN FAVOR. MOTION CARRIED.*

*MOVED BY VIVIRITO, SECONDED BY LIGGETT TO APPROVE THE AGENDA ADDING; TREE BOARD UPDATE, AND COMPLAINTS ABOUT 2ND STREET EAST. ALL IN FAVOR. MOTION CARRIED.*

***No******public comment.***

**Visitor: Adele Bissonette**.1201 5th Street West addressed the council with her concerns of her hearing rumors that 5th Steet West is not a city street. She was told by many people that is it not a city street. She would like the books fixed stating it is. Toombs referred this to the infrastructure committee to provide Adele with clarification of the city street.

**Law Enforcement**: Undersheriff Bednar spoke they have been busy with a stolen vehicle that was ditched at the fairgrounds. The person could still be in town. Also, there is a phone call scam going around stating they are one of the deputies officer Manning.

**New Business: 2nd Reading of Ordinance #479-** Dispensaries are prohibited in Musselshell County and the City No public comment.

*MOVED BY FISHER, SECONDED BY CARLSON, TO APPROVE SECOND READING OF ORDINANCE #479. ALL IN FAVOR. MOTION CARRIED.*

**President of the Council Toombs:**

* Coal Board meeting that was attended September 8th, the city received funding for the stage ADA improvements in the amount of $81,000.
* The city was awarded a Signal Peak Grant in the amount of $61,475 for the lights at the park and flag poles at the War Memorial.

**Attorney Brooks:** Brent is working with Bruce Hoiland about compliance letters in regards to weeds.

A letter was sent to KLE Construction regarding the phase 5 highway work. The letter was sent certified and he will give until next Monday to follow up with a phone call to the president of the company.

Brent will work on the fume’s inhalation ordinance repeal.

**Correspondence: Tanya Lanter-** Mailed the letter from Brittany Hough regarding issues with speed limit signs and dog on leash signs to the Council. The Infrastructure Committee will meet to discuss.

**Council Discussion:** Vivirito reported on the tree board-last year accomplishments. Water gators purchased, 8 trees removed on east side and replaced with 8 new trees. 12 trees pruned on main street. Pruning workshop was a success. Thanked the city for all the help.

Fisher discussed the complaint received on the east side of town that is under construction. Lots of mud. Lon will talk to COP Construction about the complaint.

**Director Sibley:** Worton Asphalt is supposed to be here Monday to finish paving. Boland Boring should be coming soon to bore under the highway.

**Council Action Items:**

*MOVED BY CARLSON, SECONDED BY MCCLEARY TO APPROVE RESOLUTION #1168. A RESOLUTION AMMENDING RESOLUTION #1084 TO INCLUDE IN THE SWIMMING POOL RULES AND REGULATIONS AMENDMENTS TO DESIGNATED HOURS AND EQUIPMENT/TOYS. ALL IN FAVOR. MOTION CARRIED.*

***No public Comment.***

**Claims were read as follows:**

City Payroll $55,179.01 Mastercard $24.99

Per Diem $350.00 Max Pflughoft $710.00

Lifeguard Reimbursement $700.00 McCleary Distributing $4,596.01

A & A implement $78.00 Mid-Rivers $518.61

AT&T $30.77 MT Dept Rev $9,846.53

American Welding & Gas $37.14 Morrison Maierle $2,216.00

Axilon Law $1,000.00 Musselshell County $25,000.00

Big Horn Signs $142.00 Northwest Pipe $1,154.16

Big Sky Linen $319.02 Northwestern Energy $11,777.32 Big Sky Fire $51.00 O’Reilly $476.24

Car Quest $188.95 Patrick Riedl $4,100.00

COP Construction $974,806.76 Picchioni IGA $18.42

Culligan Water $71.50 Pitney Bowes $414.12

DPC Industries Inc $100.00 Pitney Bowed Inc. $500.00

Electric Service Shop $161.73 John Racki $62.50

Energy Labs $554.00 Roundup Hardware $672.93

Desjarlais, Eugene $407.46 Roundup Public School $4,375.00

Fisher Technology $171.44 Roundup Record Tribune $129.80

Grainer $641.96 Rural Heating & Cooling $5,800.00

Great West Engineering $39,784.60 Toombs, Gary $90.00

Homestead Vet $75.00 Utilities Underground $36.40

Linda, Yount $573.43 Van Dykes $95.08

James, Vivirito $629.98 WHC Dirt Contractors $69,064.94

Wharton Asphalt $235.50

Total $1,162,789.29

***No public Comment.***

*MOVED BY LIGGETT, SECONDED BY CARLSON TO APPROVE CLAIMS FOR THE PRECEDING MONTH AND DRAW WARRANTS ON THE TREASURY FOR THE SAME. ALL IN FAVOR. MOTION CARRIED*.

**Public Comment:** **Troy Evans-** We have two new paraphernalia shops in town. How do they relate to medical and recreational marijuana ordinance. County voted against the sell of marijuana. How can the city & county outweigh state law.

Brent - explained the county and city are a red district. There are 7 categories of the marijuana businesses. Look up the department of revenue website for information.

Troy- Dan Clarks presentation was all about the council upholding public safety. Kill capitalism of businesses. Capitalistic enterprise of vape shop providing drug paraphernalia.

Brent- As long as a business is not violating any laws, they are allowed to operate as a business.

Troy-entering a grey area. Council can’t define correct action. Board pushing forward against state law.

*MOVED BY LONG SECONDED BY MCCLEARY TO ADJOURN THE MEETING. MOTION CARRIED.*

*THE MEETING ADJOURNED AT 7:23 P.M.*

APPROVED BY\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of Council- Gary Toombs Tanya Lanter- Clerk Treasurer