

# WHITEFISH CITY COUNCIL MINUTES

February 17, 2015

7:10 P.M.

## 1) CALL TO ORDER

Mayor Muhlfeld called the meeting to order. Councilors present were Barberis, Frandsen, Hildner, Feury, Anderson and Sweeney. City Staff present were City Manager Stearns, City Clerk Lorang, City Attorney VanBuskirk, Finance Director Smith, Planning and Building Director Taylor, Interim Public Works Director Hilding, Parks and Recreation Director Butts, Interim Fire Chief Page, and Senior Planner Compton-Ring. Approximately 85 people were in the audience.

## 2) PLEDGE OF ALLEGIANCE

Mayor Muhlfeld asked Muriel Mercer to lead the audience in the Pledge of Allegiance.

## 3) COMMUNICATIONS FROM THE PUBLIC – (This time is set aside for the public to comment on items that are either on the agenda, but not a public hearing or on items not on the agenda. City officials do not respond during these comments, but may respond or follow-up later on the agenda or at another time. The Mayor has the option of limiting such communications to three minutes depending on the number of citizens who want to comment and the length of the meeting agenda) (CD 00:47)

Muriel Mercer, 2305 Wolf Tail Pines Road, said she was 10 years old and a skater; she started with beginning skating at the age of two, and the last three years she has attended regionals. She spoke in favor of the City extending the ice rink season into the spring and summer. The last five summers she has had to go out of state to train, and the break they are forced to take when the rink closes in the spring slows down their training.

Grace Eldon, skates with the Whitefish Skating Club, said she also started skating when she was 3 or 4, and has hopes of going to Regionals and the Olympics. She spoke in favor of having Spring and Summer ice at the City's rink.

Sam McGough, McGough and Company at 131 Central Avenue, started to speak regarding the proposed Resort Tax increase and the Mayor asked him to make those comments during the public hearing for that agenda item.

Elizabeth Askew, 96 Colorado Avenue, said her daughter Faith is a figure skater. She said her daughter does not aspire to go to the Olympics, but she feels that the skating has helped her daughter grow strong physically, emotionally and socially; and she is becoming a self-motivated and confident young lady who is learning to manage her time better to keep this sport in her life. That is a good lifestyle training she said. She said in talking to others in the community about her daughter's skating, often she hears the comment that others did not know Whitefish had an ice skating rink; she said through her daughter's skating other families they know have started to get involved also. She felt the City's rink could be better promoted. She asked the Council to consider the request for Spring and Summer ice as a community request, it will benefit the community as well as the tourists.

Carol Anderson said she has been involved with skating in Whitefish when Whitefish had an outside rink and even before. She has taught skating throughout those years, is still teaching, and has served on the Figure Skating Club and Rink Advisory Boards. She was the first adult ice skating instructor and started the first ice show. Now, with Chad Goodwin, a professional skate instructor, the programs have grown and expanded; she said he has the support of both the figure skating and the hockey communities. She said all the user groups have been working well together along with city staff, and she listed some of those volunteers; and she wanted to acknowledge and give a big thanks to Murray

Craven who arranged for the rink to have enough skates for the Muldown School skating program. She said the City's ice rink is a gold mine and a one of a kind, and encouraged everyone to work together to utilize it in all aspects for local families and also those abroad.

Bobby Jo Martin, Lethbridge, Canada, and has property in Whitefish at 1009 Meadowlark Lane. She said southern Alberta has caught onto the asset that Whitefish has in the rink and the Glacier Skate Academy, she said along with Chad and the coaches he has brought in draws customers from both Alberta and British Columbia. She said the rink's existence helped them make their decision to purchase property in Whitefish; it gives their children the ability to train while they are here on vacations. She wants everyone to know how lucky Whitefish is to have the rink, the quality of personnel, and the high quality of skating that is coming out of the rink.

Carrie Eldon, read a letter from John Kramer in support of the request for an extended ice season that is included in tonight's Council packet on page 412. In addition, she spoke of her daughter's ambitions to train hard for Regionals and the Olympics, and she and her husband support her ambitions and will help her achieve them in any way that they can. They've discussed if it might force them to move; but if the Council would allow the extended ice season it will be feasible to bring in more professional instructors and coaches to facilitate the continued expansion and growth of skating programs. She said the progression of programs starting with public skate and learn to skate is a great opportunity for families here. She asked for Council's support.

Donna Taylor, 255 Wilderness Lane, said she serves on the Rink Advisory Committee and is a skater; and had a daughter who was a competitive skater and they traveled extensively in the U.S. and Canada do get the ice time for her training. She said she hopes this is accomplished in Whitefish. She said that compared to all the rinks she has been to, the one in Whitefish is a gem, one of the best. She supported the request for the ice season extension, and hoped that it would eventually lead to year-round ice.

Colby Shaw, Glacier Hockey Association President, said he was in support of Chad Goodwin, Glacier Skate Academy, and the extended ice season. An extended season would also benefit the hockey players so they could be competitive in the spring leagues which include teams from Canada, Russia, Utah and California. If there is ice this summer, they have a proposal from a Colorado team to hold a hockey camp in August in Whitefish, versus the team having to go out of state for such a camp. He said these are all such great opportunities for the kids.

Kelly Davidson, Armory Road, spoke in support of the ice rink. She and her husband and their children all play hockey; and she is a staff member for the Wolverines. She said all the users groups have a basic season and there needs to be an understanding of ice-time needs; and she clarified that she thought the request for more ice-time by a "private user group" was a misnomer. She said there are 5 user groups – and they are all open to the public. Each of those user groups need different ice, different equipment, and fortunately this community has members who volunteer their time and dollars to make these things happen; and all of these user groups serve the public.

Josh Steele, 239 Dakota Avenue, said he is the President and General Manager for the Whitefish Wolverines, and either has or is serving on several local and state hockey and ice rink boards. The Wolverines are playoff bound this year and also will be hosting a playoff. He spoke in support of the extended ice season. As he has seen in his travels to other areas, extended seasons creates more different rink activities which he thinks would be exciting for Whitefish. He said the user groups have

and will grow to use the extended season. With available ice, his junior players stay here over the summer and become part of the community.

Jeanette Reynolds, a business owner in Kalispell since 1994, spoke in support of extended ice time, and in support of those families here requesting that. She asked the Council to consider the economic impact if the families had to leave each summer to go elsewhere for that ice time. Those are things that divide our community and we lose our resources. She was in support of anything that can be done to promote valley-wide venues that support family activities in the community, it is a win-win. She said even as a resident of Kalispell, she and others from Kalispell come up to enjoy events in Whitefish.

Tanya Gersh, 166 S. Shooting Star Circle, said Glacier Skate, a tenant at the rink, has been working hard to build a program; and if they don't get the extended spring ice and ice for the fall programs, their program could fall apart. They have worked hard seeking full-time professional trainers for their kids – so they need full-time ice. As a parent of a skater – she doesn't want to lose this program.

Cindy Ruth, Eureka resident, said thanks to Chad Goodwin's skating programs they spend their weeks in Whitefish. She said her daughter gets up early in the morning to skate; she is so inspired by Chad and all the other skaters. She said the families are spending lots of dollars for their kid's sports and they hope the Council will keep the rink open for a longer season so their kids can keep their skills up.

Chris Schustrom, 504 Spokane Avenue, said the winter street decorations will be coming down this Sunday. The work is done by volunteers and if anyone wishes to join in, volunteers meet at the corner of 2<sup>nd</sup> and Central at 8:30 a.m. All help is appreciated. Mayor Muhlfeld thanked Chris for all the work he does on the winter decorations.

#### **4) COMMUNICATIONS FROM VOLUNTEER BOARDS (CD 33:58)**

Ron Brunk, 130 W. 4<sup>th</sup> Street, in on the Park Board and said he was here to give the Council an update from the Park Board regarding ice because it is a budget-related matter. The Park Board acknowledges and compliments Glacier Skate for all that they do and all that they have done for the Ice Den. The group has invested heavily in time and resources, over \$100,000 over the past year has been put into the rink by Glacier Skate, especially Chad Goodwin and Greg Esakoff. He added that all parents of all the user groups have given generously of their time and resources to make the rink what it is, it is a big happening place. He said secondly, from the Park Board, they compliment the city staff at the rink; they are amazing and are doing a great job. He said not at just at the rink, the staff is doing a great job on parkways and park maintenance and park programs as well. He said Parks Superintendent Jason Loveless has been very helpful giving explanations to the Park Board on rink equipment issues and maintenance; he is very knowledgeable. The packet includes a recommendation from Jason. Ron discussed the financial aspect of this request and said when they surveyed other municipal ice rinks they found that every one of them is subsidized by each of their cities about \$50,000/year, plus or minus. He noted that the rink does do more than just offer ice for hockey and figure skating, it offers much to the community. He said that currently the rink's ice rental time, during peak season, is \$115/hour, and during their survey of other municipal-subsidized rinks they found the average ice-rent was about \$220/hour. He suggested that be entered into this financial calculation. Ron said the Park Board is recommending a budget amendment to appropriate funds to extend the season to June 1<sup>st</sup>. He noted this is more of an extension than what Superintendent Loveless recommends; but the Park Board feels like

this will allow the user groups to accomplish what they want to do this spring. He said the additional time requested could be addressed in budget planning for next year.

Ken Williams said that he along with Turner Askew and Rebecca Norton comprise Whitefish's Government Review Study Commission. Their next meeting is Thursday, February 26<sup>th</sup> at 7:00 p.m., then they will be meeting monthly on the 2<sup>nd</sup> Thursday at 7:00 p.m. each month. They meet in the Council Conference Room, off the main Council Chambers, and the public is welcome to come and get involved in the process. He said Assistant City Clerk Vanice Woodbeck is the City's Representative on the Commission and she is a great asset to the Commission.

Doug Reid, 520 Somers Avenue, and is Chairman of the Resort Tax Committee. The Committee met on Wednesday, February 11<sup>th</sup>, to review the TPL report and the proposed 1% increase in the resort tax. Not all members were there, but they voted against the increase on a 3 to 2 vote. The two committee members that were absent later conveyed their votes which were one each for and against; so the total vote from the Committee is against the proposed increase on a 4 to 3 vote.

Hunter Homes, Vice Chair of the Pedestrian/Bicycle Path Committee, and also a member of the Highway 93W Corridor Steering Committee, and he said that is what he wanted to address tonight. The proposed Corridor Plan was on the Council's last agenda, but it was towards the end of a long agenda, and there was not enough time allowed to properly or fairly address it. He said 15 members of the Committee, the consultant group and the staff were all prepared for the agenda item and time ran out, which was disappointing; and he along with many others, thought it was disrespectful to all those involved who have been working on this project for nearly two years. The Council tabled further action to April. He encouraged the Council to have a work session for the Plan before it comes up again on their agenda, and to keep the ball rolling out of respect to all those who have been working so hard on it.

Councilor Frandsen said she was on the interview and selection committee interviewing firms that applied to do The Water and Wastewater Systems Financial Plan and Rate Structure Study. A recommendation will be coming back to the Council in a month or so to approve their choice of AE2S.

- 5) CONSENT AGENDA** (The consent agenda is a means of expediting routine matters that require the Council's action. Debate does not typically occur on consent agenda items. Any member of the Council may remove any item for debate. Such items will typically be debated and acted upon prior to proceeding to the rest of the agenda. Ordinances require 4 votes for passage – Section 1-6-2 (E)(3) WCC (CD 47:56)
- a) **Minutes from the February 2, 2015 City Council regular session (p. 31)**
  - b) **Ordinance No. 15-03; An Ordinance adopting by reference the 2012 International Fire Code as adopted by the State of Montana; amending Section 9-1-1 of the Whitefish City Code to recognize said adoption; and allow continual adoption by reference of subsequent versions of the International Fire Code (Second Reading) (p. 45)**
  - c) **Consideration of approving application from Cory Izett on behalf of Richard Bennett III Revocable Trust Agreement for Whitefish Lake Lakeshore Permit (#WLP-15-W01) at 1726 West Lakeshore Drive to replace an existing dock with an EZ Dock subject to 11 conditions (p.48)**
  - d) **Consideration of approving application from Cory Izett on behalf of Carol and Richard Atkinson for Whitefish Lake Lakeshore Permit (#WLP-15-W02) at 404 Dakota Avenue to replace an existing dock with a new EZ dock and increase the length of the new dock to 98 feet subject to 11 conditions (p. 63)**
  - e) **Confirm the appointment of Trey Nasset as a police officer pursuant to Section 7-32-4113 Montana Code Annotated (p. 80)**

**Councilor Sweeney made a motion, second by Councilor Anderson, to approve the consent agenda as presented. The motion passed unanimously.**

**6) PUBLIC HEARINGS** (Items will be considered for action after public hearings) (Resolution No. 07-33 establishes a 30 minute time limit for applicant's land use presentations. Ordinances require 4 votes for passage – Section 1-6-2 (E)(3) WCC))

- a) Consideration of a request from the Iron Horse Homeowners Association for a modification to their subdivision to permit a reconfiguration of their guardhouse on the side of Iron Horse Drive to a welcome center in a median in the center of the road (WPP 97-01A) (p. 83) (CD 48:16)**

Senior Planner Compton-Ring gave the staff report for the application from the Iron Horse Homeowners Association's proposal to remove the existing guard house and replace it with a single story welcome center in a landscape median in the center of Iron Horse Drive. The entrance to the subdivision is not gated, it will remain open to the public. They proposed it as a traffic calming measure in an area that is congested with auto traffic, pedestrians, bicyclists and golf carts; and will be a more attractive entrance to their subdivision. This is coming to the Council because it is called for in the subdivision regulations when there is a significant and material change proposed. Staff's review of the request and history of the Iron Horse project is in the staff report along with the staff's recommendation to deny the request. Among other findings, Finding 4 states "Concern over the years has been raised by the public and Council over the guard house and its use to deter public access to the roads". Staff is concerned that by placing a staffed building in the center of the road it could be construed as limiting access or be used for that purpose and may cause more congestion if it appears to drivers that traffic should stop. Finding 6 states "A staffed structure in the center of the road gives the appearance that the roads are not open to the public and is a deterrent to public use.....in conflict with the neighborhood plan and the preliminary plat approval condition #20." Staff is supportive of safety measures to calm speeding traffic. The Planning Board held a Public Hearing on January 15, 2015; and following the public hearing the Board passed a motion to not approve the entrance modifications, adopting the staff's report and findings.

Mayor Muhlfeld opened the Public Hearing.

Ken Wessels, 300 Sugarbowl Circle, said he was a full time resident in that subdivision. He said this is being proposed for safety reasons. This is a busy intersection, and busier with construction traffic now that since 2009 about 10 to 12 new homes have been constructed each year. The reconfiguration will improve the sight lines. He said he was aware of earlier conflicts that the developer caused with public access to their private roads, but said he thinks those conflicts haven't existed since the development is overseen by the Homeowners Association. They do not stop public traffic on their private roads, and if required they will sign the area welcoming the public; they do not want a gated community he said. He said their plans are safety oriented.

Applicant Andy Moshier, President of the Homeowners Association (HOA), said the change is proposed to manage a traffic situation safely. There are 314 lots in the subdivision and it is 50% built out; all those are accessed by this one entrance. As has been mentioned before, this intersection is a congruence of vehicular traffic, pedestrians, bicyclists, and golf carts, and golf course construction equipment; and it is worse in the summertime. It is not their intent to intimidate or restrict non-resident traffic. They hired professional planners and engineers who have come up with this plan to mitigate the

circumstances. He said they buy in to the 100% non-gated subdivision, 100% public access, and 100% with the Planning Staff's recommendation for signage. He said having the building in the middle of the road is part of the traffic calming process; and they don't want traffic to stop, they want it to move on up or down the hill in a calm and safe manner. He said specifically, the building should be a traffic calming for the downhill traffic; uphill traffic usually flows at a calm speed, downhill traffic travels sometimes at increased speeds. A person in that building can see the downhill traffic coming and if they are speeding, the live person can lean their head out or stand out, catch the eye of the driver – and give them a “slow-down” wave. He noted to the Council that their private roads are completely open to the public, the only restrictions are that there is no parking on any of the roads; and the public is restricted from private property. He said public means you can drive, walk, bike, anywhere anytime, on the road, on the path, and they are 100% behind it. He said he had a supplemental letter he sent after the Planning Board public hearing (packet page 141), wherein he discussed the difference in how the HOA's management practices differ from those of the original developer; and the HOA is in complete support of the spirit of the Iron Horse conditions of (their) approval with the City of Whitefish; a gate-free and obstacle-free subdivision. The HOA strives to be a good and respectful neighbor and provide safe roads for all.

Linda Engh-Grady, 785 Northwoods Drive, spoke in support of the building in the center of the road. She said as a community member she is on those roads often, for public and Iron Horse-related events and she has always felt very welcome on the roads. She also bikes up there and has always felt welcome; and she said it is fun to bike up there because the roads are so well maintained. She said the residents of Iron Horse are getting involved in community events, are good stewards of the community, and are good neighbors. She feels it is their intention to make the road safer, it is a congested area, and not that they are trying to close their community.

Carol Atkinson, 404 Dakota Avenue, spoke in support of the HOA's proposal, and agreed they are trying to address a congested area. She said she has been part of the Iron Horse community for fifteen years, and sees them, as Linda just said, good stewards of the community; and she doesn't believe that moving the shack to the middle of the road will change any of that.

Rebecca Norton, 530 Scott Avenue. She was on the Planning Board at the time of the public hearing on this application and decided to follow up with more research so she walked up in Iron Horse last weekend, and stopped at the guard (or security) shack and talked to the person inside who was wearing guard clothing. She said he was very nice and answered her questions. They video and make notes on all incoming traffic and follow traffic that is suspicious and stop them to inquire what they are doing. She agreed the roads are well maintained, they are beautiful. She understood the guard to tell her the public needed to stay on the main roads painted with the yellow centerline but later found out from Michele Ireland, from the Iron Horse staff, that the yellow line is a no-passing line. She spoke against moving the shack to the center of the road and then to be possibly followed as well; she thinks it intimidates public traffic. She suggested the City take over those private roads and provide parking for those who want to access trails into the Haskill Creek Area. She handed a printout of an article to the Council entitled “Know Your Rights: Street Harassment and the Law” (appended to the packet).

Turner Askew, 3 Ridgcrest Court, said he is a next door neighbor to Iron Horse. He said he is on the Homeowners Association for Suncrest and they work closely with the Iron Horse HOA, they have been great to work with. He spoke in support of the HOA's proposal. He said he attended the Planning Board's public hearing on this issue and many comments made during that hearing were just not true. To clarify – the No Parking and Do No Enter signs that are posted are at the boundary line

between Iron Horse and Stoltze Lands. The current HOA is comprised of local people now who are trying to do what is best for their community and the city; they need to solve a speeding problem.

Tom Cowan, 153 Ridgeview Drive in Kalispell, and is the Civil Engineer and Consultant for Iron Horse on this project. He agrees with others who have previously spoken in support of this project, it is a safety issue. He said he has been involved with this development from its beginning, it was first called Kinnikinnik, and he said that intersection should have been better designed from the beginning but the current impact was unknown at that time. They have considered the options, they need to control speeds down to 20-25 mph. The placement of the proposed median and shack best fits the topography, road line and sight distances and traffic controls.

Ken Stein, 44 Fairway View, spoke in support of the project. He travels that road often and has never been stopped by anyone. He asked the Council to approve it.

Nan Askew, 3 Ridgecrest Court, spoke in favor of the HOA's proposal. She said walking on the paths in Iron Horse is a privilege not to be taken for granted, and those who walk them can appreciate spectacular views. There is parking at the base of the trails on Wisconsin Avenue. The information center is staffed with greeters, one of them is Laura who greets walkers and their dogs by name, and warns them if there is bear in the area. The HOA's proposal is to address their safety concerns, which she thanks them for. She said she goes up there all the time and has never been followed.

Laurie DeShazer, said she lives in Columbia Falls and has been the guard at Iron Horse for 15 years. She said they greet visitors and moving the guard house will make it safer for everyone.

Paul McCann, 340 Somers Avenue, asked for clarification about whether there was any parking on the roads. Andy Moshier said no one, not even the residents, can park on the roads.

Scott Elden, Montana Creative, spoke in support of the proposal, and said the phrase "closing to public access" does not appear to be the intent here. If it is a concern of the Council's that the appearance of a building might be intimidating or give the public the perception that they are closing to public access – leave it up to Architectural Review to make sure that doesn't happen.

Jeff Bayer, 157 S. Shooting Star Circle, and on the Board of Directors of the HOA. The Board's direction to Laurie on a regular basis is - do not hassle people, do not follow them, the information shack is just that – it is there to give out information. Currently there are 15 houses under construction within the development and that means hundreds of contractors, and building supplies, and along with residents and visitors – there is a speed problem and this proposal is their solution to maintain safety. The building on the side and the standards placed in the middle have helped a little but not enough. He asked for Council's support on this proposal.

Mayor Muhlfeld closed the Public Hearing and turned the matter over to the Council for their consideration.

The Council and the Mayor had several questions for Tom Cowan and Andy Moshier regarding options, travel lanes, passing lanes, parking, architectural design, rerouting golf carts, traffic calming devices, staffing of the information center, intent of the project – is it really just a safety issue, traffic management? Will the proposal accomplish their goals? What about bicyclists riding downhill at high speeds riding shoulder to shoulder?

**Councilor Hildner made a motion to not approve the changes to the Iron Horse entrance and adopt the Findings of Fact in staff report WPP 97-01A, as recommended by the Whitefish Planning Board. The motion died for a lack of a second.**

**Councilor Anderson made a motion, second by Councilor Barberis, to postpone and table to the first meeting in April, 2015. The motion passed on a vote of 4 to 2; Councilors Frandsen and Hildner voting in opposition.**

Mayor Muhlfeld called for a recess from 9:05 p.m. to 9:20 p.m.

- b) Resolution No. 15-04; A Resolution submitting to the qualified electors of the City of Whitefish, Montana, the question of whether, To protect and preserve water quality and quantity, including the source drinking water supply for the municipal water system of the City of Whitefish, through the acquisition of a conservation easement or other interests in and around Haskill Basin, shall the existing Resort Tax rate be amended from 2% to 3% effective July 1, 2015 and ending on January 31, 2025, with Resort Tax revenues resulting from the 1% rate increase to be used as follows: (i) 25% for property tax relief that is in addition to the existing property tax relief; (ii) 70% to secure and be pledged to the repayment of a loan or a bond to finance a portion of the costs of, or to otherwise pay for, the acquisition of the conservation easement or other interests, except that if such portion of Resort Tax revenues received in a fiscal year is more than is needed in that fiscal year for such loan or bond, the excess will be applied to additional property tax relief in the next fiscal year; and (iii) 5% for merchants' costs of administration. (p. 144) (CD 1:48:56)**

Mayor Muhlfeld read the proposed resolution. City Manager Stearns gave an overview of his staff report that included background and history of this project. City officials have had discussions back to at least 2009, and likely before then, with the F.H. Stoltze Land and Lumber Company (FHSLLC) regarding ways to preserve their timberlands in the Haskill Basin watershed for our water supply and for their timber management purposes. The outcome was a proposed conservation easement from FHSLLC; but the cost for the city to purchase an easement on as much as 3,024 acres of land was large, seemingly unattainable. The Trust for Public Land (TPL) became interested in this project in 2013 as they had recent success in efforts at protecting timberlands in the Swan/Blackfoot area and in Lincoln County. The proposed resolution is a culmination of the process of TPL negotiating with FHSLLC for the public purchase of a conservation easement; followed by TPL administering a feasibility study for amassing funds to complete the transaction. TPL negotiated an option for the purchase of a Conservation Easement for a net estimated cost of \$17,000,000.00 for 3,024 acres. Through cooperative efforts TPL and the Montana Department of Fish, Wildlife, and Parks, \$9 million in grants have been secured; leaving an estimated \$8 million of the total \$17 million cost remaining to be funded in the local area of Whitefish. TPL presented their findings for local funding options at the September 15, 2014 City Council Meeting. A copy of their report is included in tonight's Council Packet. The option expires December 31, 2015. There have been several workshops and public meetings on this subject. The Council and TPL again met in a work session on February 2<sup>nd</sup>, regarding funding options, and at the end of the February 2, 2015 regular City Council meeting the Council directed staff to bring forward a resolution calling for a special election on April 28<sup>th</sup> to ask the voters to increase the Resort Tax by one percentage point to help with the funding of this Conservation Easement to preserve water quality and water supply in the Haskill Basin watershed, for their consideration. Other

funding options that have been discussed included a General Obligation Bond, which would increase property taxes; or an increase in Water Rates.

Mayor Muhlfeld opened the public hearing.

Mike Gwiazdon, 2313 Houston Circle, CEO of Sportsman Ski Haus, said he has been in retail in this community and has been a part of this community since 1973. He said he has served on the Council and the Resort Tax Monitoring Committee. He spoke against the proposed increase in the resort tax. He said he was not against taking care of our water supply, but he was against using extra resort tax in this way. He said the adoption of the resort tax took its toll on the local retailer, one that took several years to overcome and bring retailers back to where they started from. Many customers don't understand the tax; it isn't consistent from store to store but in his store, everything is taxed. He said to this day, the resort tax is a negative to retail. He has customers who will not buy from the Whitefish store, but will travel to Kalispell and buy in his Kalispell store just so they don't have to pay for the resort tax. Retail expansion is happening all over the valley – all outside Whitefish, and none of those stores have the negative impact of the resort tax, and he feels that is going to take its toll out again on Whitefish retail. The Canadian dollar is going down and that is going to be another hit on Whitefish retail. He said it is important to remember that Whitefish stores are owned by local people of the community; dollars spent in Whitefish stay in the community. He said an increase in the resort tax will not be a positive for Whitefish retail.

Sam McGough, McGough & Company on Central Avenue, thanked the Council for all the work they do. He said word travels fast - - the Council has not yet made this decision and already the news reports are saying there is going to be a 1% resort tax increase in Whitefish. He spoke against the proposed resort tax increase. He said he doesn't charge the tax to his customers, he pays it to keep his customers. Bringing up a proposal to increase the resort tax just opens up old wounds that were there before when many were against the original adoption of the tax; it is the principle of the thing for many. He agreed with the conservation easement to protect water quality but it should be paid by the water users. He said the projection of a 5% increase in resort tax collections is unrealistic, the increase is not a given; and the impact of the drop in the Canadian dollar should be taken into consideration. He said if it does end up being approved; he thinks all the extra monies raised should pay down the loan instead of giving any portion back in property tax relief. He said he will live with whatever the Council decides, he has in the past; but it is a hardship on Whitefish retail. He asked the Council to consider the importance of the core of downtown businesses.

Todd Given, 115 O'Brien Avenue, spoke against a resort tax increase. Economists say tax retards growth, tax is regressive; he said don't restrain growth in this city. He said there are lots of lakes around here for a water supply. He favored an increase in the water rate but said the whole project should be rethought. Whitefish needs more businesses and industry, then the money needed will be gained by growth. He said taxes drive business and customers away. He thanked the Council for their consideration and time.

Jan Metzmaker, 915 Dakota Avenue, thanked the Council for the town hall meeting held last Thursday, it was very informational and said Mayor Muhlfeld did a great job with his presentation. She described work she did in the early 1980s as a graduate student in environmental studies specializing in water resources at the University of Montana; and also worked for the Lolo National Forest as a hydrologic technician in charge of their water quality testing program. Her project was to determine if there was a risk to water quality due to the high amount of recreation that occurred in the area. It was

suspected that high people, dog, and horse traffic, if they were carrying any disease, could infect the beaver population and result in contamination of the water supply. The manager of the Mountain Water Company (owner of Missoula's water supply) laughed at her and said if their water supply became contaminated they would just drill more wells. After three years of research and one month after she turned in her thesis warning of this possible contamination, people in Missoula started getting sick and the source went back to an infected beaver that got into their water supply. The Missoula surface water supply system was shut down and has never been regained. The Mountain Water Co did not want to invest in a treatment plant and they drilled more wells. She said our water quality issues may not be the same but she feels that some lessons can be gleaned from her story. The City of Missoula is now fighting for water rights and ownership of their water supply and it is costing them millions of dollars. It is a city's responsibility to insure the quality of safe drinking water and protect its water source, so she is in full support of the City of Whitefish doing everything it can to purchase this conservation easement to protect and preserve our water supply. She compared the cost of this easement to be spread across 5200 households who use Whitefish water, or increase the resort tax and spread it over 511,475 visitors (according to last years' numbers) who spend one night in Whitefish. She thinks spreading the cost over that large number of visitors over 10 years is much more equitable. She served on the Council when the resort tax was approved; it was divisive and contentious then and it certainly is divisive and contentious now. She said other communities in the state who have been charging the full 3% resort tax allowed have not suffered economic ruin; even Kalispell is looking at options to adopt a limited local option tax. She understands the angst of local retailers, but is in full support of the resort tax increase as proposed, including the 25% that goes towards local property tax relief. She thanked the Council for bringing this important issue forward. (Copy of her report is appended to the packet).

Leo Keane, 514 Pine Place, said he was very much in favor of the conservation easement but is not in support of the 1% resort tax increase due to the public comments of the local retailers here in town that say it will hurt their businesses. Of the other two options, he would prefer a General Obligation (GO) Bond over water rate increases. He said a GO Bond could open up other opportunities to build reserves for other open space measures as well as the conservation easement; which he would support. He said if we had some money in reserves a few years ago maybe the city could have purchased the land next to City Beach instead of losing it to development.

Steve Lull, 2440 Dillon Road, thanked all who have worked hard to bring this forward; and he spoke in support of the resort tax increase. He said he disagreed with the public comment that the resort tax is a negative, based on the \$25M generated since the inception of the tax; look at all the benefits it has brought to this community. He was sympathetic with the worries about the Canadian dollar but said it will come back, it has an ebb and flow. He said for those that are driving to shop in Kalispell instead of paying the tax - the money they spend on gas and the amount of money they would have to spend to save on the additional 1% just doesn't pencil out; and thought the local retailers should promote 'shop locally' better. The proposed resort tax increase is the best way to help purchase the conservation easement – and supported preserving and managing the 3,000 acres, and protecting the water shed. He agreed it was an amazing opportunity, a one-shot deal that should not be passed up; and he felt mixing the funding sources would kill the deal. He thanked the Council for listening.

Rebecca Norton, 530 Scott Avenue, spoke in support of the 1% increase in the resort tax but also sympathized with the local retailer's fears; and suggested there be different stages of the increase that TPL could work out. She encouraged the Council to stay in touch with local retail regarding the outcome of their decision.

Joan Vetter Ehrenberg, 744 Hidden Valley Drive, submitted a letter in support of the 1% resort tax increase to the Council that she had passed around and got a lot of signatures in support as well. She supported the easement to protect water quality, avoid development of the lands, and avoid water rate increases overtime if this isn't done now; and felt funds could be raised with increased water rates but thought it was better to have a temporary increase to the resort tax today, to sunset in 10 years, to allow the city to protect its water source forever. She said she prefers shopping in Whitefish and paying the resort tax over driving to Kalispell. She felt of the three options, the resort tax increase was the best option to spread the equity community-wide. (Letter is appended to the packet).

Ben Cavin, 2130 Houston Drive, spoke in support of the conservation easement, he said it was a great opportunity. He said Jan Metzmaker's story was interesting and agreed with Leo Keane's idea to gain more open space. He said there has only been one appraisal of the land to determine the value of the \$17M, and thought it was only good business to get one or two more appraisals.

Ron Brunk, 130 E. 4<sup>th</sup> Street, and owner of Glacier Cyclery, spoke against the proposed 1% increase in the resort tax, echoing concerns stated by the other retailers he said. It definitely impacts his sales; at the onset of the resort tax it seemed like it took his business a couple years to feel like they got caught up. He agreed that the Canadian dollar ebbs and flows. He agrees with the pursuit of the easement acquisition, it will protect our water and open up more recreational land for his and his customers' use. So even though he feels the additional tax will affect his business, he gets the benefits of selling bikes and accessories to all those trail riders.

Toni Rae Idol, Dick Idol Signature Gallery, 238 Central Avenue, spoke against the proposed 1% resort tax increase. Their business has fine art and jewelry sales, and she said they have to try to explain the resort tax to a lot of their customers who don't understand the inconsistencies throughout town. She often pays the resort tax herself to make a sale. In addition, coming up soon there will be a new property tax to the downtown property owners for the parking structure and asked, what comes next? She said she just learned tonight there is a state limit on the resort tax and it can't go above 3%. She said she was in support of the conservation easement and protecting our water but wished they could find other creative ways to fund this; she preferred that since this is for the water – why not increase the water rates? She thinks increasing the resort tax is the easy way out. She said she was a new business owner in the city and very glad to be here, she hopes they have been a good addition to the city, and she thanked the Council for their time.

T J Henson, said he lives outside the city limits but owns a business on Hwy 93 South, Celebrate Event and Party Rentals; and said he supports the conservation easement for water protection. He spoke against the increase in the resort tax and said the costs should be covered by water rate increases.

Kevin Gartland, lives at 622 Somers Avenue and was speaking on behalf of the Whitefish Chamber of Commerce. He said the Board hasn't discussed the resort tax increase proposal – it has all happened so fast and the Board would like the Council to slow down on this process. They will discuss it at their next Board meeting but he said he already knew that 8 of the 12 Board members have spoken against the resort tax increase. He thinks if the purpose of the easement is for the water – it should be paid for by the water users, but all possibilities should be explored, including exploring if really all 3000 acres should be included. He said when the resort tax was first promoted at 2%, people were told it would never increase. He has heard some say that the property tax relief is a bribe; and he has also heard some say that if the resort tax is increase 1%, they will stop paying the Whitefish Convention and Business Center's 1% assessment, which would be a shame he said.

Jeff Raper, 719 Kalispell Avenue, spoke in favor of the conservation easement but not in favor of increasing the resort tax. He thought the costs should be covered by a water rate increase – the loan could be paid off faster and with less interest, he said. He questions the validity of the TPL’s public poll; they only talked to 175 voters, which is only 3%. He said there should be other options like private fundraising – he would write a check.

Dan Graves, Whitefish Mountain Resort, said he had just listened to an hour of discussion wherein the Council was micro-managing changes at the Iron Horse welcome center, followed by their action to table it. He said, quoting Kevin Gartland, this project has been out for 15 days and the Council is rushing though it – he didn’t think it was appropriate. He said it would be best to wait for the numbers for tax revenue through February; the Mountain saw a substantial decrease in out-of-town visitors in January and February. He said the plan projects a 5% increase in resort tax dollars and he doubts that will happen. He said consideration should be given to the effect on the community and its tourists. He spoke to the resolution language “...pay for the acquisition of the conservation easement or other interests.....” He said what are the other interests, this should only be about water.

Mayre Flowers, Citizens for a Better Flathead, 35 4<sup>th</sup> Street West in Kalispell, said they are in support of the conservation easement and the community thanks and recognizes FHSLLC for their stewardship of the lands. They support the grant funding found for this project, but do not support a resort tax increase, other funding should be found. The Whitefish businesses have served the city for a number of years in their collection of the resort tax and should not be expected to shoulder the additional collection; it would be fairer to charge the water users. Competition for retailers is a reality; other communities who have the resort tax are more isolated, and don’t have other shopping opportunities down the road. She asked them to take another look at the Water Bond, and also to take another look at the property tax relief – what they are proposing for property tax relief is greater than the minimum allowed by state law, better to put it all towards the payoff the loan.

Rhonda Fitzgerald, 412 Lupfer Avenue, said this conservation easement is the best think that has happened to Whitefish since rebuilding Central Avenue, and she appreciates everyone efforts toward it. It is great to protect our water source, and the preservation of the recreational area is also be great, wildlife habitat and open space all are a great thing, she thinks they have community-wide support for the conservation easement. She thinks the funding should be a blend from several sources; not just additional resort tax which largely comes from the locals in town, the local businesses and their local customers. Whitefish’s retail defines the downtown, but it is a fragile relationship between the locals and the businesses and she asked the Council to tread softly, she said we need them to survive. She suggested only raising the resort tax on bars, restaurants and lodging, then include a small water rate increase, supplemented by local fundraising. She said please do not hurt the local retailers, she said things are turning down – the hotel collections were down in December. She handed the Council a graph she had prepared showing the breakdown of average resort tax collection for 2012-2014 between the 3 classification of Hotels, Bars and Restaurants, and Retail. (Graph is appended to the packet).

Don Spivey, 107 Park Knoll Lane said he had submitted a letter today to the Council which had included a discussion of all the different funding options. He said at the bottom of the letter he asks the Council a question: “Is it possible and reasonable to go to the outside funding sources and to Stoltz indicating a firm commitment to purchase the easement even to include, if necessary, some form of ‘earnest money’ commitment at the current offering price? At the same time request an additional 6

months to allow the community to work through the various options, arriving at the best funding alternative for all concerned parties. (Letter is appended to the packet).

Mayor Muhlfeld closed the public hearing and turned in over to the Council for their consideration. (CD 3:01:10) Discussion among the Council followed.

**Councilor Feury made a motion, second by Councilor Hildner, to approve Resolution 15-04; A Resolution submitting to the qualified electors of the City of Whitefish, Montana, the question of whether, To protect and preserve water quality and quantity, including the source drinking water supply for the municipal water system of the City of Whitefish, through the acquisition of a conservation easement or other interests in and around Haskill Basin, shall the existing Resort Tax rate be amended from 2% to 3% effective July 1, 2015 and ending on January 31, 2025, with Resort Tax revenues resulting from the 1% rate increase to be used as follows: (i) 25% for property tax relief that is in addition to the existing property tax relief; (ii) 70% to secure and be pledged to the repayment of a loan or a bond to finance a portion of the costs of, or to otherwise pay for, the acquisition of the conservation easement or other interests, except that if such portion of Resort Tax revenues received in a fiscal year is more than is needed in that fiscal year for such loan or bond, the excess will be applied to additional property tax relief in the next fiscal year; and (iii) 5% for merchants' costs of administration. The motion passed on a five (5) to one (1) vote, Councilor Frandsen voting in the negative.**

- c) Resolution No. 15-\_\_\_; A Resolution of Intention indicating its intention to adopt amendments to the Whitefish Downtown Business District Master Plan as an amendment to the 2007 Whitefish City-County Master Plan (2007 Growth Policy) (p. 222) (CD 3:23:44)**

**Councilor Hildner made a motion, second by Councilor Anderson, to extend the meeting to 11:30 p.m. per Resolution 08-10. The motion passed on a 5 to 1 vote, Councilor Frandsen voting in the negative.**

Mayor Muhlfeld excused Councilor Frandsen from the rest of the meeting as she was not feeling well.

Planner Compton-Ring gave the staff report, reporting that in 2012 the Council requested the Downtown Master Plan be updated. The city moved forward and negotiated a contract with Crandall Arambula. During the updating process Crandall Arambula held several meetings with the staff and the public, and individually with community members and organizations. The Planning Board held a public hearing on the update on September 19, 2013 and recommended approval to the Council. The Council held a public hearing in October 2013, tabled action and scheduled a worksession and a public hearing for November 4, 2013. The public hearing was left open and a community information forum was held on March 12, 2014. The Planning Board held an additional public hearing to consider all the most recent updates in January 2015, and voted to recommend approval of the Downtown Master Plan with several suggested amendments. Planner Compton Ring said it is staffs' recommendation that the Council open the public hearing for this agenda item tonight, and following public testimony continue the public hearing until March 16, 2015 in order for all comments to be included in the Plan and for the consultants to present the Plan to the Council. Staff also recommended a worksession with the Council and consultants, if possible.

Mayor Muhlfeld opened the public hearing.

Camisha Sawtelle, 239 Somers Avenue, said the plan calls for three standing residential units on Kalispell Avenue and E. 3<sup>rd</sup> Street, to be removed and replaced by parking. She did not support that recommendation, she said those houses are part of an older, established neighborhood on Kalispell Avenue and she requested the Council not turn residential into a parking lot.

Paul McCann, 340 Somers Avenue, said he echoed Camisha's comment above. He preferred maintaining historical residential neighborhoods. He said it would set a bad precedent to turn that area into a parking lot. He said in recent history, the office building to the south wanted to remove a residential unit for additional parking for their building, and their request was turned down. He said everyone should be treated the same and warned against being arbitrary and capricious.

Janice McCann, 340 Somers Avenue, said she attended the public meeting at the O'Shaughnessy and thought the updated plan should include the neighborhoods, not just the commercial downtown.

Leo Rosenthal, 236 Columbia Avenue, said he echoed the other comments regarding saving the neighborhoods. With the Council's approval last week of the hotel at Spokane and 2<sup>nd</sup> Street, more residential has been displaced.

Rhonda Fitzgerald, 412 Lupfer Avenue, said she would be in support of master plan review of the neighborhoods including hers that is west of Baker Avenue. She said those close-to-downtown residential neighborhoods are valuable and should be preserved.

Mayor Muhlfeld announced that the public hearing on the updated Downtown Business District Master Plan will be continued to March 16, 2015.

Manager Stearns asked the Council to start considering how the city will pay for future parking lots, and suggested they could consider adopting a provision for a Cash in Lieu of Parking fund.

**Councilor Anderson made a motion, second by Councilor Feury, to continue the public hearing to the March 16, 2015 Council meeting. The motion passed unanimously.**

## **7) COMMUNICATIONS FROM PARKS AND RECREATION DIRECTOR**

- a) Discuss and provide direction for a possible FY15 budget amendment and subsidy for an extension of the season at the Stumptown Ice Den for a private group (two motions) (p. 397) (CD 3:38:10)**

Parks and Recreation Director Butts reviewed that the user groups from the rink had a worksession earlier tonight with the City Staff and Mayor and Council. She reported that the original deed to the City on the land where the rink was constructed, was donated to the City by the Mountain Trails Saddle Club and says, in part ...“for the sole purpose and on the condition that a portion thereof shall be developed, used and maintained as and for a children's public playground and the remainder thereof shall be developed, used and maintained as and for a family oriented public park and recreation area...” At the worksession the Park Staff discussed that ice for public use has diminished some due to the increase of requests of private groups for ice time. Now the user groups are requesting an extended season to get more ice time so financial impact of that request was reviewed at the worksession. She said some of the user groups are non-profit, some are for-profit. Also discussed was the capability of rink operations equipment to keep up with the demand; and Park Staff addressed those issues in reports

that are in the packet. The Park Board voted to increase the season to some extent and it is coming to the Council for budgetary authority. Also under consideration is a fee increase to help meet the financial demands. Historically, the rink has been used for other park programs that are non-ice related, which reminded her that a full study of rink utilization could be done to optimize the facility. The requests for Council to consider tonight is are (1) the request for an extended season, and (2) the request for year-round ice as set out on page 401 in the packet.

Mayor Muhlfeld said the hour is late – it is nearly 11:20, and he requested the Council consider only the request for an extended season; and leave the request for year-round ice to be considered at another time and based on more research of revenue and expenditure issues, along with consideration of the best use of the ice time in this public facility.

**Councilor Anderson made a motion, second by Councilor Feury, to direct staff to prepare a budget amendment resolution providing for an extended season through June 6, then close the rink and reopen on August 10<sup>th</sup>, including specific information on rates and costs, a cash flow analysis in terms of the operations of the rink with labor numbers and a list of immediate capital expenditures. The cash flow analysis he would like to get is a true picture of the cash flow, don't include reserves. \*\*City Attorney VanBuskirk advised the Council (ref: packet page 400), that the dollars listed as needed for the extension of the season to June 6 was \$60,790 and Councilor Feury said he was going to note that as well but felt that dollar amount covered 10 weeks, there would just be a break in the middle to build ice. Councilor Anderson asked and Finance Director Smith said her report included numbers for wages, utilities, and repair and maintenance; no reserves. Manager Stearns advised the Council they need to specify the revenue and expenditure dollars for the budget amendment. Mayor Muhlfeld asked if the motion could only address funding for this fiscal year ending June 30, 2015; and consider operations and costs that occur after July 1<sup>st</sup> in next year's budget process (FY16), and Manager Stearns agreed. Manager Stearns said on page 400 the city's number for financial requirement is \$36,475, and on page 408 which is their request, they show they have pre-paid revenue at \$26,469; so there is still about a \$10,000 difference which the city would possibly end up subsidizing. Councilor Anderson said he was okay with that; their projected revenue almost covers 80% of the projected costs; and maybe they (the user groups) will get that marketed; or the city would subsidize. Manager Stearns said based on that discussion, the Council's motion just addresses the timeframe ending June 6, 2015; and the budget amendment will show a balanced proposal of \$36,475 in both expenditures and revenues. Councilor Anderson agreed and said that would be his motion. The second approved the amended language. Director Butts asked for clarification regarding management of ice rental, the Park Board has always given staff the direction that ice rental should be in the hands of staff.**

**Councilor Hildner made a motion, second by Councilor Anderson, to extend the meeting to midnight per Resolution 08-10. The motion passed unanimously.**

\*\*During development and before the vote on Councilor Anderson's motion, Mayor Muhlfeld asked Scott Elden if he could address the Council regarding some of their new financial findings they came up with. Mr. Elden agreed and said he would like to have Greg Esakoff address the Council as well. Mr. Elden said he was in support of Councilor Anderson's motion, he said it addresses so many things that have come up during discussions tonight. He said there are a variety of suggestions from the user groups how to overcome the shortfall of expenditures or revenue; in addition the user groups propose to pay for the needed compressor that is missing now. He said the underlying assumption and hope is there will be a highly integrated, proactive maintenance program that will be talked about in

subsequent meetings which will shift the reactive maintenance that is happening that will have a long term financial benefit. They want to track this season as a base season and track operation, maintenance and utility costs and revenue. He said the commitment that is in the packet tonight is from pre-payment from Glacier Skate, and the other user groups are waiting to rent the rest of the open ice as it becomes available, to hopefully make up the shortfall. He thinks there could be additional revenue if the city also runs and integrates some programs into the schedule. He said that Greg Esakoff might have some more specifics he could explain to the Council.

Greg Esakoff said he'd like to address that \$10,000 differential. He said they agree with Finance Director Smith's calculation, but the difference is her numbers are based on 18-hour days and they don't want it for 18-hour days, they are requesting about five hours a day. He said cutting back the hours they won't need, plus using updated utility savings, he thinks the city's numbers and their numbers will be closer. He addressed the condenser; their group brought in the consultant three years ago and from their study they made three recommendations: two of the three recommendations have been implemented and the third will be – it is the low-e ceiling that is scheduled to be put in place at the end of the spring season. He said the savings in water usage, with the upgraded equipment, is huge, which is reflected in the handout he submitted during the worksession. He said they felt their revised financial detail will stand the test of time.

**Councilor Hildner made a motion to postpone the August 10 reopening of the rink to August 30. The motion died for lack of a second.**

**Mayor Muhlfeld said the budget amendment is just for this year; FY15 ending 6-30-15. And, he said he agreed that managing the ice rental should be a staff responsibility.**

**The motion passed unanimously.**

City Manager requested the Council also give an indication, by motion, of their intention for the August re-opening. The user group needs to know that so they can go ahead and arrange for a summer camp if it looks like something the city will allow.

**Council Anderson made a motion, second by Council Barberis, to approve that it is Council's intention to provide budget in FY16 to re-open the rink on August 10, 2015, so the user group can plan for their 3-week summer camp. City Attorney VanBuskirk advised the motion is for budgetary purposes only. The motion passed unanimously.**

## **8) COMMUNICATIONS FROM PLANNING AND BUILDING DIRECTOR**

- a) Discussion and direction to staff regarding possible revisions to the Subdivision Code regarding payment-in-lieu-of parkland dedication requirements (p. 438) (CD 4:25:18)**

Planning and Building Department Director Taylor said at the last meeting the Council had received a letter from Mark Van Everen discussing the parkland dedication standards for small subdivisions. The council asked staff to talk in more detail on this issue at this meeting. Staff agrees there would be merit in this review; staff researched other city's parkland dedication standards and found many similar to those of Whitefish, but also found where some cities treated infill and small subdivisions by different methods to encourage development. Upon Council's direction he said they would be happy to research it further and take it first to the Park Board and then bring it back to the Council. Council showed consensus for the Planning Department to continue their review process.

**9) COMMUNICATIONS FROM PUBLIC WORKS DIRECTOR**

- a) **Discussion and direction on cost and desirability to pay to convert the overhead utilities on the West 7<sup>th</sup> Street Reconstruction Project (Resort Tax) to underground utilities (p. 450) (CD 4:27:05)**

Interim Public Works Director Hilding said Brandon Theis is here from RPA to help with questions. Interim Director Hilding started in with the staff report saying that converting the overhead utilities on the W. 7<sup>th</sup> Street Reconstruction project to underground utilities not only costs more, but would add approximately 8 months to the project; thereby pushing down all the projects slated to follow W 7<sup>th</sup> by at least one year.

Mayor Muhlfeld excused himself for interrupting but said they are up to the deadline of their 2<sup>nd</sup> time extension for this meeting and asked if there was a motion to extend it again.

**Councilor Anderson made a motion to adjourn, and to move all unfinished business to the next convenient agenda. Approved by Council by acclamation.** The remainder of Agenda #9 and all items listed below in Agenda Numbers 10 and 11 will be moved forward. Interim Director Hilding thanked Brandon for coming down and spending time at this meeting.

**10) COMMUNICATIONS FROM CITY MANAGER**

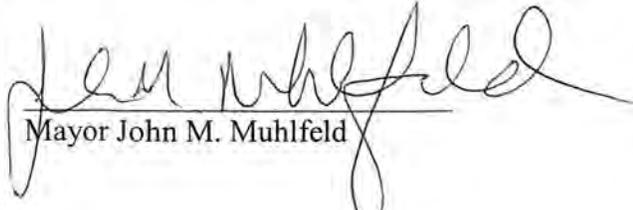
- a) **Written report enclosed with the packet. Questions from Mayor or Council? (p. 457)**  
b) **Other items arising between February 11<sup>th</sup> and February 17<sup>th</sup>**  
c) **Consideration of selecting Mike Cronquist as the Owner's Representative for the future City Hall/Parking Structure project (p. 465)**

**11) COMMUNICATIONS FROM MAYOR AND CITY COUNCILORS**

- a) **Consideration of a change to April 20, 2015 schedule for work session and public hearing/consideration of Resolution for Hwy 93 West Corridor Plan (p. 486)**

**12) ADJOURNMENT** (Resolution 08-10 establishes 11:00 p.m. as end of meeting unless extended to 11:30 by majority) (CD 4:30:10)

**Mayor Muhlfeld adjourned the meeting at 12:00 a.m.**

  
Mayor John M. Muhlfeld

Attest:

  
Necile Lorang, Whitefish City Clerk

Please return to Necile

## PUBLIC HEARINGS

### PLEASE SIGN IN TO SPEAK ON A SPECIFIC PUBLIC HEARING 2/17/15

PLEASE PRINT NAME and ADDRESS	Request from Iron Horse Homeowners Association to reconfigure guardhouse	A Ballot proposed to protect/preserve water Quality and Quantity; Increase Resort Tax 1%	Intention to Adopt Amendments to Downtown Master Plan
1. Elizabeth Askeew - 960 Colorado Av. WF - Ice Bank			
2. Michael Gwinardon <small>2312 HOUSTON CIRCB 20 300 SUMMERBROOK</small>		M. Gwinardon	
3. KEN WILSON <small>WHITEPINE</small>	I. HORSE - HOUSE ✓		
4. Linda Engle - Gray 785 Northwest Dr.	I. Horse - House ✓	<del>XXXXXXXXXX</del>	
5. Sam Mc Gough ✓ 131 Central ave		Sam Mc Gough	
6. Todd GIVAN		Todd GIVAN	
7. Jan Metzmake	<del>HASKILL</del>	JAN M.	
8. Leo Keane	<del>HASKILL</del>	Leo Keane	
9. Carol Adkinson	Iron Horse ✓		
10. Hunter Homos			
11. Camisha Santelle			CU 92
12. Steve Lull	<del>HASKILL</del>	Steve Lull	
13. rebecca norton	Iron Horse +	H2O ☺	
14. Joan Vette Ehrenberg	<del>HASKILL BASIN</del>	Haskill Basin	
15. Ben Cavin		"	
16. <del>XXXXXXXXXX</del> TURNER ASKEW	TURNER ASKEW		
17. ANDY MOSIER TOM COWAN	ANDY MOSIER ✓ TOM COWAN		

- OVER -

NAME

- KEN STEIN
- NAN ASKEW
- LAURE DESHAZER
- PAUL MCCANN
- SCOTT EDEN
- JEFF BAILE

I-H.

- Ken Stein
- NAN ASKEW
- LAURE DESHAZER
- PAUL MCCANN
- SCOTT EDEN
- JEFF BAILE

HASKILL

- DAN GUNES
- RON BRUNK
- TONY RAY
- BEN CAVIN
- MARY FLOWERS
- RUTONDA FITZGERALD
- DON SPIVEY

D.M.P.

LEO

LEO