

**ENNIS TOWN COMMISSION MEETING  
OCTOBER 13, 2016  
7:00 P.M.  
ENNIS TOWN HALL**

**Open Meeting:** Mayor Pine opened the October 13, 2016 meeting at 7:00 p.m.

**Commission Present:** Vincent, Palmerton, Roberts, Leavitt and Bancroft

**Pledge to the Flag**

**Minutes of the September Meeting:** Palmerton made a motion to approve the minutes of the September commission meeting. Bancroft seconded the motion. Roll Call Vote: Vincent, Roberts, Leavitt and Bancroft voted yes. Palmerton abstained as she was absent from the September meeting. Motion approved.

**Public Comments on Non-Agenda Items:** There were no public comments.

**Rodeo Association Concerns:** Karen McMullin outlined the concerns the Rodeo Association members have expressed in regards to the lot purchased by the Town of Ennis from them. They have concerns that the land is being used as a “dumping ground” for the culvert project that is currently underway. That use is not what was initially agreed upon in the eyes of the Rodeo Association.

Chief Croy stated the Rodeo Association believed the property was going to be a Park when they sold it to the Town of Ennis.

Mike McKitrick stated he sees the property as and “eye sore” and thinks it should be made into what was intended, a park.

Mayor Pine said it is unfortunate the mess is still there as it was not anticipated that the project would run this long. There has been project time over-runs.

Kelly Elser has spoken with the contractor and because of multiple time overruns cannot give a definitive time the cleanup will be done.

John Scully told the Commission he has the notion that both parties agreed to decide together on landscaping and development of the property. He believes that is still the position the Rodeo Association holds and they are still willing to work with the Town.

John Bancroft stated the water well drilled on that property didn’t work out. He feels the Town can work on this and make this come to a conclusion.

Vincent agreed it is a mess and needs to be cleaned up. He suggested the Rodeo Association start calling County Commissioner, Jim Hart, with their concerns as this is a county project.

Mayor Pine said in the purchase agreement the “Park” reference is in relation to a park dedication should the Rodeo Association subdivide their remaining property.

The Town and Rodeo Association agreed to meet again after cleanup is done to visit on this matter more.

Mayor Pine reiterated this is a County project and to call Jim Hart for more information regarding the time frame of when the project and projected clean up date may be.

**Electric Mobility Devices, Kenton Irvine:** Irvine spoke with the Commission about Electric Mobile Devices (EMD's). He stated there is currently nothing in Town ordinances dealing with them.

Officer John Moore told the Commission and Irvine they are prohibited, according to written laws. He told the Commission that Irvine was given a warning about riding his EMD then ticketed when seen riding it again.

Moore reiterated he is following state law. Without ordinances they are prohibited.

Irvine told the Commission he would like to see the Town write ordinances for EMD's as they are in use here now and there will likely be more in the future.

Attorney, Greenbaum, explained the state laws further.

Vincent said the Town probably needs to do something because we are going to see more and more of these devices.

Irvine said he would like to see something started and maybe it will be finished by next spring.

Greenbaum suggested a model code be worked on if the Commission is interested in pursuing this.

There was more discussion on the laws and what the Town can and cannot regulate with Ordinances.

Irvine was asked and agreed to draw up a draft for EMD's and bring it back to the Commission.

**Tree Inventory Report:** Karen Shelly started by congratulating the Town of Ennis for being a finalist for Tree City of the Year.

Shelly said the inventory was done in 2014 and was partially funded by the Forest Service. It shows there are 216 publically owned trees, 26 species, of which, 31% are located in Parks. The inventory also give information on cost replacement, land use, site type, approximate heights, tree condition, overhead utility conflicts and sidewalk damage due to trees. It was noted that most are between 3 and 6 inches in diameter. Shelly also stated there are maintenance recommendations. There are numerous benefits of having trees in the community listed in the inventory report. There are also estimates on replacement values of the trees. The Town received two maps to use for the future.

The Mayor and Commission thanked Karen Shelly for coming tonight and giving this report.

**Splash Pad Presentation:** Nick Brundin introduced himself to the Mayor and Commission and thanked them for allowing him to present information on a splash pad. He distributed handouts of the information he is presenting and spoke of his excitement when he heard there is an interest in a splash pad in Ennis.

The plans Brundin presented show a splash pad of approximately 35'x70' in Comley Park. He stated that due to the low water pressure a splash pad operates with they are safe, can be automated for hours of use, etc. and he gave an estimated 12 gallons of water per minute for this design.

The cost for the size and features Mr. Brundin worked on is \$40,000 to \$50,000.

There was further discussion and questions. Mr. Brundin agreed to look further into this idea and return with more information at the November Commission meeting.

Palmerton said she would like to see the playground equipment upgraded in Comley Park as well and told the Commission she will leave a book with equipment at Town Hall for them to look at.

**Department Reports:**        Library: A written report from the Library was submitted to the Commission for review.

Law Enforcement: Officer Moore submitted a written report to the Commission for review and answered questions regarding information on the report.

Ambulance: John Moore submitted a written report to the Commission for review.

Public Works: A written report was submitted to the Commission for review and questions were answered regarding some items on the report.

Zoning: There was no zoning report.

Clerk: Guinn submitted a written report to the Commission for review.

Attorney: James Greenbaum asked if there are fines set should someone plug a sewer line purposefully. He was told there is not, something would have to be developed or a civil suit could be filed.

Greenbaum attended the League Conference and spoke with the Commission about a discussion Attorneys had in regards to a ballot item referred to as "Marcy's Law".

**Financial Report:** Vincent went over the financial report he put together. He went over each fund briefly.

**Mayor:** Pine asked the Commission to think about what specific reports they want in the financial report.

Pine said the culvert project is wrapping up so if there are concerns they need to be submitted so they can possibly go on the punch list the County and engineer have been compiling.

Pine asked the Commission to finish their preliminary review of the Policy and Procedure Manual and email comments or questions by November 3<sup>rd</sup>.

He told the Commission the first reading and public hearing for the proposed Animal Ordinance changes and additions will be right before the November Commission meeting.

There was some discussion on the possibility of another “Your Speed Is” sign but it was noted that it was not budgeted for this fiscal year.

**Commission Comments:** Leavitt asked about the sidewalks by Deemo’s and Sugar High that have been reported as not being ADA compliant. The Town needs to follow up on this and, as there is no MOU, is there anything we can do.

Roberts reported she attended the League Conference in Missoula. She said it was a good conference plus it was good for networking with other communities.

**Claims:** Palmerton made a motion to approve claims. Bancroft seconded the motion. Roll Call Vote: All Commissioners voted yes. Motion approved.

**Adjourn:** Bancroft made a motion to adjourn the meeting. Palmerton seconded the motion. Roll Call Vote: All Commissioners voted yes. Motion approved.

The meeting adjourned at 9:25 p.m.

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Larry Pine, Mayor

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Ginger Guinn, Clerk/Treasurer