

**TOWN OF FROMBERG REGULAR TOWN COUNCIL MEETING
MONDAY, APRIL 5, 2021 AT 7:00 PM
FROMBERG TOWN HALL, 118 WEST RIVER STREET**

Monday, April 5, 2021

PLEDGE OF ALLEGIANCE:

CALL TO ORDER:

PUBLIC COMMENT:

CARBON COUNTY SHERRIFF:

APPOINT COUNCIL MEMBER:

SWEAR-IN COUNCIL MEMBER:

ELECT COUNCIL PRESIDENT:

APPROVE MINUTES:

- 2021-03-01 Regular Meeting Minutes

APPROVE CLAIMS:

APPROVE PAYROLL SUMMARY:

OLD BUSINESS:

- Update Table of Fees / Curbstop Discussion

NEW BUSINESS:

- First Reading Ordinance #525: To amend the regular meeting date

SPECIAL EVENTS APPLICATION:

- Adult Co-Ed Softball

ZONING:

- MacKenzie

CORRESPONDENCE:

TOWN ATTORNEY:

PUBLIC WORKS DIRECTOR:

TOWN CLERK:

MAYOR / COUNCIL:

- This is a time when council members or the 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.

NEXT MEETING DATE:

ADJOURN:

Conduct at Public Meetings

The public is invited to speak on any item under discussion by the Council, after recognition by the presiding officer.

The speaker should stand, and for the record, give his/her name and address, and, if applicable, the person, firm or organization he/she represents. Comments should be limited to three (3) minutes unless approval by the presiding officer, and citizens requesting to speak shall limit him or herself to matters of fact regarding the issue of concern.

Prepared statements are welcomed and should be given to the Clerk of the Council. Prepared statements that are also read, however, shall be deemed unduly repetitious. All prepared statements shall become part of the hearing record.

While the Town Council is in session, those in attendance must preserve order and decorum. A member shall not delay or interrupt the proceedings or the peace of the Council, nor disturb any member while speaking or refuse to obey the orders of the Council or its presiding officer.

Any person making personal, impertinent or slanderous remarks or who shall become boisterous or disruptive during the Council meeting shall be forthwith barred from further presentation to the Council by the presiding officer, unless permission to continue be granted by the presiding officer or a majority vote of the Council.

The Fromberg Town Council reserves the right to amend these rules of procedure as deemed necessary.

MARCH 24, 2021

TIM NOTTINGHAM, MAYOR
FROMBERG TOWN COUNCIL

GENTLEMEN:

FROMBERG HAS BEEN MY HOME FOR ALMOST 20 YEARS. I AM INTERESTED IN BEING A PART OF ITS TRANSFORMATION, SOME OF THE IDEAS THAT ARE IN THE WORKS I WHOLE-HEARTEDLY AGREE WITH, AND I WOULD LIKE TO BE PART OF IMPROVING THIS COMMUNITY.

WITH THIS IN MIND, I WOULD BE HONORED TO BE CONSIDERED TO SERVE ON THE FROMBERG TOWN COUNCIL.

SINCERELY,

ILSA DAWSON

P.O. BOX 111

FROMBERG, MT 59029

406-818-0002

FROMBERG TOWN COUNCIL MINUTES FOR A REGULAR MEETING HELD ON MARCH 1, 2021

The March, 2021 meeting of the Fromberg Town Council was held at 118 W River Street in Fromberg. The Pledge of Allegiance was recited, and the meeting was called to order by Mayor Tim Nottingham at 7:00 pm. Council members present were Dave Stapleton, Nate Caton and Frank "Bill" Gruel. Others present were Tammy Taylor, Elton Kirtley, Marge Taylor, Sherriff Josh McQuillian, Assistant Public Works Director Lacey Breeding and Clerk Pro Tem Kirstin Sweet.

The next item on the agenda was public comment. No public comment.

The next agenda item was the Carbon County Sherriff's report. Sherriff McQuillian gave a report for the month of February. He also gave an update on the potential county jail and the new CART.

Next on the agenda was the approval of the minutes from the February 1, 2021 regular meeting. Councilman Stapleton made a motion to approve the minutes, seconded by Councilman Caton. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye.

The next item of business was the approval of claims for February. Councilman Stapleton motioned to approve claims including check #21832 to #21851. Also, electronic check # -99985 to -99984. The motion was seconded by Councilman Caton. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye.

The next item of business was the approval of the payroll summary for February. Councilman Caton motioned to approve claims including check #21825 to #21829. Also, electronic check # -89336 to #-89330. The motion was seconded by Councilman Stapleton. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye.

Old Business was the next item on the agenda. The first item of old business was the property renewal for the MMIA. Discussion was had regarding the values and what they should be valued at. The spreadsheets were updated and a motion was made to approve the changes by Councilman Stapleton, seconded by Councilman Caton. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye. The second item of old business was a discussion regarding the water meters. Mayor Nottingham read Ordinance #243 regarding meters costs. Then he read a memo from Attorney Moen regarding Ordinance #243. Assistant PWD Breeding updated the council regarding some of the costs associated with installing a new meter. Discussion was had regarding the instant read meters and the time associated with reading the meters manually. The consensus of the council to NOT mandate the installation of instant read meters. As meters fail, they will be replaced with meter reads. Discussion was had regarding reimbursement of property owners who paid for their meter after the implementation of ordinance #243. The homeowner needs to prove the payment to the town for the meter.

New Business was the next item on the agenda. The first item of new business was the first reading of Ordinance #525 to amend the regular meeting date. Due to Ordinance #502, this

ordinance should have been posted 14 days prior to first reading. This was not done so the item was tabled until April. Councilman Stapleton motioned to table the first reading of Ordinance #525. The motion was seconded by Councilman Caton. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye. The second item for new business was a discussion regarding the table of fees and curbstops. Councilman Stapleton motioned to table the table of fees discussion until April. The motion was seconded by Councilman Gruel. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye.

Zoning was the next item on the agenda. There were no zoning items for consideration.

Correspondence was the next item on the agenda. There was no correspondence.

Town Attorney Moen was not present.

Public Works Director Carter was not present but Assistant PWD Breeding read an update for the council written by PWD Carter.

Clerk Sweet updated the council regarding the 2019 Annual Financial Report.

Mayor / Council updates were next on the agenda. Mayor Nottingham thanked the public works crew for being diligent in their snow removal. Councilman Stapleton started a discussion regarding the need for a vaccine clinic in Fromberg. Mayor Nottingham mentioned that he spoke to the school about getting the student council involved in the town government. Elton Kirtley mentioned a business in town that may not be in compliance with the business license ordinance.

The next meeting date will be April 5, 2021.

There being no further business Councilman Stapleton motioned to adjourn. The motion was seconded by Councilman Gruel. The motion carried with the votes as follows: Councilman Stapleton - aye, Councilman Caton - aye and Councilman Gruel -aye. Meeting adjourned at 8:50 pm.

Tim Nottingham, Mayor

Attest:

Kirstin Sweet, Clerk Pro Tem

TOWN OF FROMBERG 7/1/16

TABLE OF FEES

Water System

Residential Active	45.00
Commercial Active	45.00
Non Residential Active	50.00
Non-Active	29.00
School	45.00

Sewer System

FULL	\$67.00
FULL X 2	\$134.00
FULL X 3	\$201.00
FULL X 4	\$268.00
FULL X 5	\$335.00
FULL X 6	\$402.00
SCHOOLS	\$93.00
Non-Active or Septic	\$36.00
Exempt	\$0.00

Garbage System

		Base Rate 17.00 x each ½ Cubic yard of Container
CONX 1	\$17.00	
CONX 2	\$34.00	Tags for extra garbage \$2.00 Each.
CONX 3	\$51.00	
CONX 4	\$68.00	- 2 yd
CONX 5	\$85.00	
CONX 6	\$102.00	- 3 yd
CONX 7	\$119.00	
CONX 8	\$136.00	- 4 yd
CONX 9	\$153.00	
CONX 10	\$170.00	
CONX 11	\$187.00	
CONX 12	\$204.00	- 6 yd

Water System - Per 1000 gallons	\$2.50
Bulk Water	\$3.00 per 200 Gallon
Water Service Reconnect Fee (turn-on)	\$50.00 per connect
Water Service Disconnect Fee (turn-off)	\$50.00 per connect
Household Tapping Fee- Water	\$750.00 per Tap
Household Tapping Fee- Sewer	\$750.00 per Tap
Business Tapping Fee- Water	\$1000.00 per Tap
Business Tapping Fee- Sewer	\$1000.00 per Tap
Tampering with Water/Sewer Property	\$500.00 per incident
Damage Fee to Water/Sewer Mains	\$750.00 per line
Equipment Service Fee	\$150.00 per trip
Maintenance worker	\$50.00 per hour
Dog Licenses	\$10.00 (male or spayed female) \$15.00 (female)
Kennel Licenses	\$50.00/year
Business Licenses	
Financial Institution	\$50.00/year
Utilities	\$75.00/year
Hotels/Motels	\$20.00/year
Trailer parks	\$20.00/year
Bars/Saloons	\$125.00/year
Back Room Rental	\$5.00
Zoning Variance requiring Public hearing	\$200.00 per Zoning Applicant

Revised 07/01/16

ORDINANCE #525

AN AMENDMENT TO FROMBERG TOWN CODE § 2-5-11, THE PURPOSE OF WHICH IS TO CHANGE THE DATE OF THE REGULAR MEETING OF THE FROMBERG TOWN COUNCIL FROM THE FIRST MONDAY OF EACH MONTH TO THE SECOND TUESDAY OF EACH MONTH

WHEREAS the Town Council finds that the current meeting schedule conflicts with a number of other community meetings, and

WHEREAS the Town Council believes it is valuable to increase the ability of the public to attend regular Town Council meetings, and

WHEREAS the Town Clerk represents that a time later in the month provides more opportunity to have regular bookkeeping coincide with the regular Town Council meetings.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Fromberg, Montana, that:

Fromberg Town Code § 2-5-11 is amended to read as follows (language struck through is to be removed and language underlined is to be added in official text):

2-1-11 REGULAR MEETING: The council shall hold regular meeting for the transaction of municipal business on the ~~first Monday of each month~~ second Tuesday of each month, and such other meetings to which the council, by order, may adjourn, or which may be called. Special meetings may be called by the Mayor or a written request of three members of the council, filed with the town clerk, on their requisition, giving at least three days notice thereof, in writing, to all members of the council and the mayor shall be present and waive notice of the time and place of holding any special meeting, and such waiver is noted in the journal of the council's proceedings, such meeting shall be valid without notice.

FIRST PASSED AND APPROVED on the 5th day of April 2021.

Attested to by:

Tim Nottingham, Mayor

Kirstin Sweet, Clerk Pro Tem

PASSED and APPROVED on second reading this _____ day of _____ 2021.

Attested to by:

Tim Nottingham, Mayor

Kirstin Sweet, Clerk Pro Tem

**TOWN OF FROMBERG
SPECIAL EVENTS APPLICATION**

Name/ Purpose of Special Event: Adult Co-Ed Softball

Area Proposed for Special Event: Baseball Fields

Date and Duration of Special Event: May 22 - Aug 21st 2021

Number of People Anticipated to Attend: 30⁻⁴⁰ max 20 regularly

Please check the requirements applicable to your special event:

Street/Alley Closure Requested. (If a street closure is requested, the applicant must provide evidence that the applicant has notified each property owner or its authorized representative abutting the proposed use area of the special event)

Security Needed. (In the event that alcohol is being served, the event holders must arrange and pay for security. Contact the Fromberg Police Chief for details).

Trash Removal.

Number of Restrooms/Latrines needed 2 1-2

Alcoholic beverages will be sold during special event. Specify the location and size of the area where alcoholic beverages will be sold/consumed: _____

Waiver of Open Alcohol Prohibition Requested. Games Monday/Wednesday
Practice Saturday - Sunday

Proof of Insurance Provided. (In the event that alcohol, fireworks or rodeo are involved in the special event, the event holders must provide proof of liability insurance as required in Fromberg's special events policy).

Clean-up Deposit Paid in the Amount of _____.

Deadline for Filing. The application must be filed at least 45 days prior to the event and the application must be approved by the Fromberg Town Council at a regular meeting prior to the event.

March 22, 2021
Date

Cyrill W. Hergenroder
Signature of Applicant

FROMBERG TOWN COUNCIL ACTION ON APPLICATION

Applicant:

*Straight out of Frampton Cyril Hergenroder
Sarge's Army - Devilawery*

At a meeting of the Fromberg Town Council held _____ the Council voted for the following action on your Special Events Application:

- Special Event Application APPROVED without restrictions.
- Special Event Application APPROVED with the following restrictions:

- Security approved for ____ officers at \$____ per hour/per officer.
- Special Event Application DENIED.

Dated:

Fromberg Mayor

**ZONING PERMIT APPLICATION
TOWN OF FROMBERG, MONTANA**

A zoning permit is required for all construction, reconstruction, addition, relocation of a structure, change of land use, or erection of fence within the Town of Fromberg.

Name of Zoning Permit Applicant: Lloyd & Sarah Mackenzie
Applicant's address and telephone number: 21 1st Ave 406-698-6199
Location of project: Same
Description of Building Project: Breeze Way

Provide with application the following documentation:

- A legal and general description of the property lot upon which the building or accessory building is to be built.
- A map showing the dimensions, acreage and location of the property lot, include setbacks and building dimensions.
- A legal survey may be required if the setbacks are in question.

(check the box of the applicable building district)

Residential "A" District.

- **Uses.** Single family dwellings; manufactured homes that are ten years old and set up on a permanent foundation; schools, parks, recreation buildings, and country clubs; fire departments; churches or temples; and libraries [10-4-01].
- **Building Area.** No building with its accessory building shall be erected or altered, so as to occupy more than 45% of the area of a corner lot or more than 35% of the area of an interior lot [10-4-02].
- **Rear Yards.** (for new builds) Every building shall have a rear yard, depth of which shall not be less than 15' for lots less than 150' in depth and not less than 25' for lots 150' or greater in depth [10-4-03].
- **Side Yards.** (for new builds) Every lot shall have two side yards, each of which is not less than 6' in width. The sum of the widths of the two side yards shall in no case be less than 24% of the width of the lot [10-4-04].
- **Height.** No building shall exceed 35' in height [10-4-05].
- **Set Back Line.** No building shall be erected or altered so as to place its street wall nearer than 15' from the property line. No accessory building shall be erected nearer than 15' from the property line. Detached tool sheds shall be located not less than 6' from the side or rear property lines [Ord. 250]
- **Restriction on Manufactured Homes.** Manufactured homes may not be placed in "A" Residential unless it is newer than a ten year old multisectional model and is set up and skirted in one of the following ways: (1) placed on a permanent foundation; (2) individual pads with cinder blocks are used for supports; (3) coupled with uniform skirting, a dug-out style with cinder blocks for support, designed to lower the unit to ground level [10-4-07].

Residential "B" District.

- **Permitted Uses.** Single-family mobile home dwellings manufactured on or prior to 15 years of age when located within mobile home parks or individual lots within a mobile home subdivision [1-05-03].
- **Lot dimensions.** A. For single-wide mobile home dwellings, minimum of 40' wide x 100' deep with a minimum site area of 4000 sq ft.; B. For double-wide mobile home dwellings, minimum of 50' wide x 100' deep with a minimum site area of 5000 sq ft [10-05-05].
- **Lot coverage.** A. The ground area occupied by the mobile home, attached storm shed, patio, storage building and off-street parking spaces shall not exceed 50% of the total area of the site (400 sq ft. added to actual area of the mobile home and the accessory buildings for the two required off-street parking spaces); B. No mobile home, storm shed, or other legal attachments to the mobile home shall be located less than 6' from the side property line. Detached tool sheds shall be located not less than 5' from the side or rear

property lines. The ends of the mobile homes shall be at least 10' apart when opposing rear walls are staggered, otherwise 15' apart. No portion of a mobile home, or attachment thereto, or tool shed, or any other structure shall be located less than 15' away from any site or property line adjacent to a public right-of-way [10-5-06].

Commercial "C" District.

- **Uses.** Any commercial and industrial building may be erected or altered and land used for all lawful purposes **except:** (a) Storage yards for scrap, bulk or raw materials; (b) Railroad yards or roundhouses; (c) Livestock, corrals, or feedlots; and (d) manufacture or treatment activities which create objectionable noise, odor, smoke, fumes, vapor, dust or gas [10-06-01].
- **Rear and Side Yards.** No rear or side yards required [10-06-02].
- **Height.** No building shall exceed 70' in height [10-06-03].
- **Set back lines.** All buildings shall be built in line with existing structures [10-06-04].

If the your proposed building project does not meet the requirements in the building district set forth above, you must apply for a variance. A separate **variance application is available at the Fromberg Town Hall.

After completing this application, submit the application and accompanying documentation to the Town Clerk at the Fromberg Town Hall and pay the application fee. The clerk will forward the application to the Zoning Committee for their investigation and recommendation to the Town Council. At the next regularly scheduled council meeting (the council meets the first Monday of each month), the council will make their decision on your zoning application.

The undersigned agrees that the information provided in this application is true and correct. The applicant understands that if any of the information is false, misleading or in error, this may be grounds for denial of the zoning permit.

Signed (applicant): Lloyd M Mackenzie
Printed Name: Lloyd M Mackenzie

ACTION OF THE FROMBERG TOWN COUNCIL

Zoning Permit Application:

Approved.

Approved with conditions _____

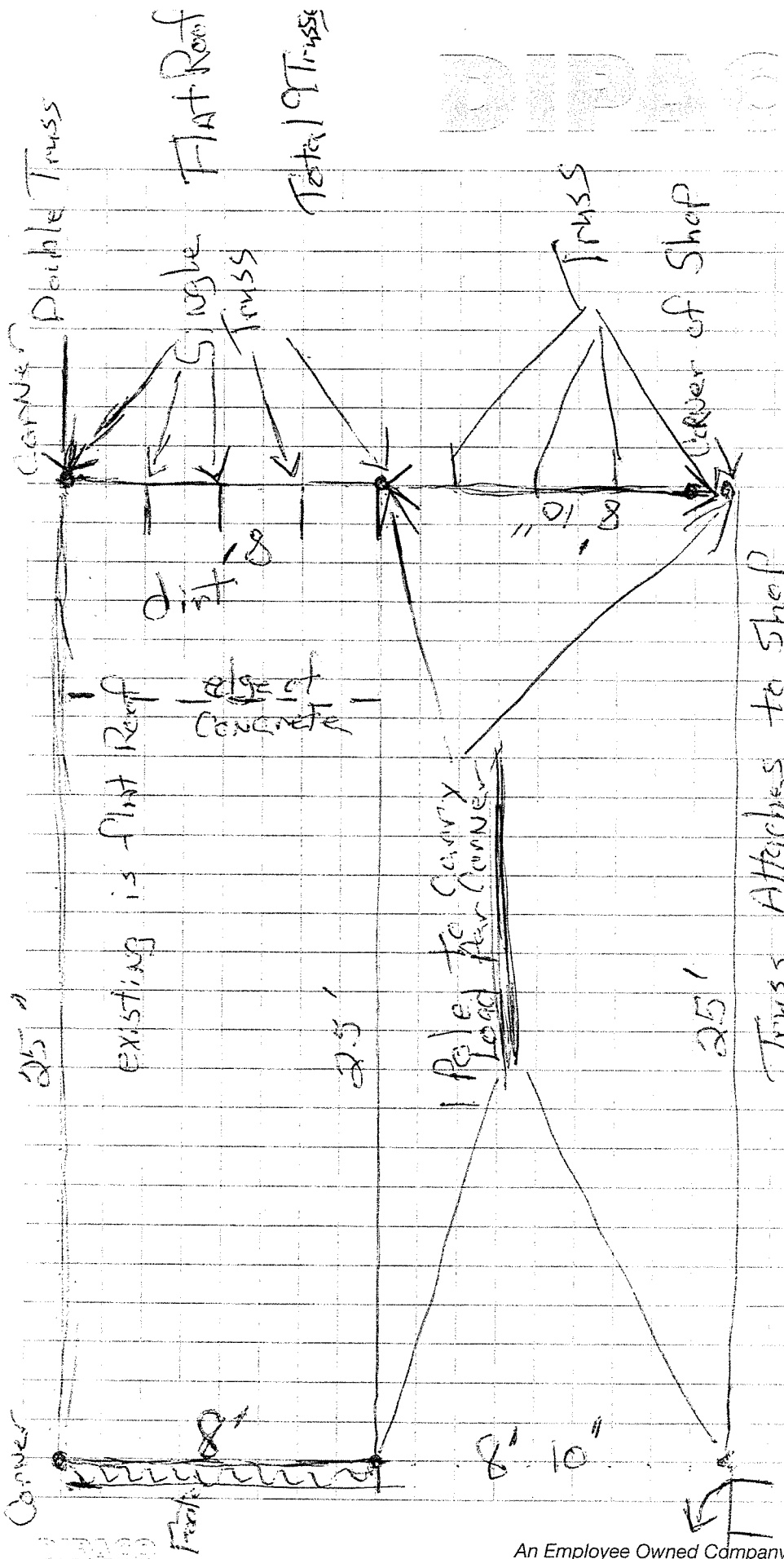
More information needed: _____

Denied.

Dated this ___ day of _____, 201__.

Signed by _____
Fromberg Mayor

Approval of this Zoning Application will expire one year after approval date.



existing is flat roof
edge of concrete

1 Pole To Carry Load per corner

Truss Attaches to Shop

When Completed The roof will be the same on entire house w/ a breezeway

This will not change the footprint of the house as the concrete walls are already there

Lloyd & Sarah Mackenzie
Fremont MT

My lot is 1000 sq ft + easement
My house is 1100 sq ft.