

COMMITTEE OF THE WHOLE

MARCH 4, 2024

6:00 PM

NO COMMITTEE OF THE WHOLE

NOTICE FOR, AND AGENDA FOR, A REGULAR MEETING OF THE CITY COMMISSION, CITY OF LEWISTOWN, MARCH 4, 2024 AT 7:00 P.M. AT THE CENTRAL MONTANA COMMUNITY CENTER LOCATED AT 307 W WATSON

To participate virtually the options are as follows:

To join by zoom:

<https://zoom.us/j/8486275925?pwd=dTVGbndDK253ZUJLMjRuZXU5QVpMdz09>

Meeting ID: 848 627 5925 Passcode: 59457

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF MINUTES –February 20, 2024

COURTESIES

PROCLAMATIONS

BOARD AND COMMISSION REPORTS

CITY MANAGER REPORT

PUBLIC COMMENT – non agenda items

CONSENT AGENDA

Acknowledgment of the claims that have been paid from February 16, 2024 to February 29, 2024 for a total of \$61,520.92

***REGULAR AGENDA – Resolutions, Ordinances & Other Action Items:**

1. Discussion and action on approving a exception to the Cemetery ordinance for veteran's plots for John Nielson (**Action: approve, disapprove or amend approve exception to the Cemetery ordinance**) City Manager Holly Phelps
2. Discussion and action on the angled parking in the downtown area (**Action: approve, disapprove or amend angled parking in the downtown area**) City Manager Holly Phelps
3. Discussion and action on reappointing Doug Day to the Historic Resources Commission for an additional two-year term (**Action: approve, disapprove or amend reappointment of Doug Day to the Historic Resources Commission**) City Manager Holly Phelps
4. Discussion on the Chairman Terry's creation of a Community Engagement Committee.
5. Discussion on Commissioner Day's comments from her attendance at the Montana Humanities Listen and Learn.

CITIZENS' REQUESTS

COMMISSIONER'S MINUTE

ADJOURNMENT

* All citizens are invited to make comment on any agenda item prior to action being taken by the Commission



Ralph Mihlfeld, Funeral Director
Ralph & Kendra Mihlfeld, Owners

02/19/2024

Dear Holly,

I hope you're well. I am writing this letter to you today to request a variance on current cemetery regulation for the family of John Nilsen, so that his ashes may be laid to rest with his parents in Vet section 2, Row H, Lot 4.

Mr. Nilsen is a local veteran entitled to a space in the new veteran section of the Lewistown City Cemetery. However, he does not have a spouse or children and his closest living relatives would like for him to share a space with his parents in the old veteran section rather than be placed in a different veteran section alone on the opposite side of the cemetery. Should this be possible, we are more than happy to work with you and your staff to arrange their markers accordingly.

As this would save the city a space in the new veteran section for another veteran, I really believe that this unique proposal would be beneficial to all parties. Please feel free to reach out to me at any point if there is anything I can do to help facilitate this family's wishes. We appreciate all the hard work you and your staff do for our city and we thank you for your time and consideration in this matter.

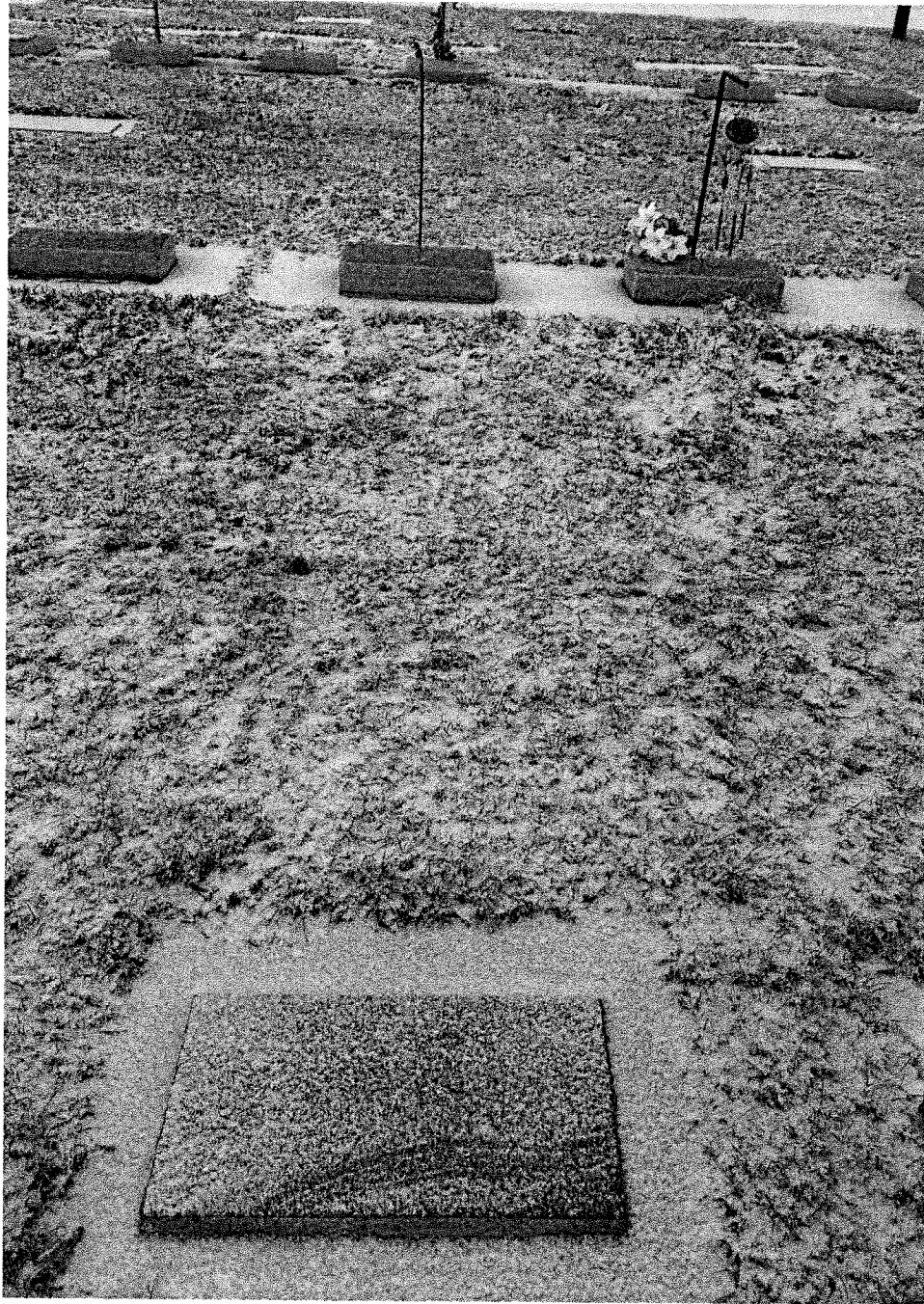
Respectfully,

A handwritten signature in cursive script that reads "Jordan Westhoff".

Jordan Westhoff

Mortician/ License 6608

Creel Funeral Home



**Excerpts from
ORDINANCE NO. 1764**

**AN ORDINANCE AMENDING CHAPTER 7, TITLE 9 OF
THE LEWISTOWN CITY CODE, REVISING
REGULATIONS FOR PURCHASE AND TRANSFER OF
CEMETERY LOTS, SETTING OF FEES, GRAVE
OPENINGS AND CLOSINGS, BURIAL REGULATIONS;
ESTABLISHING GENERAL RESTRICTIONS AND
MAKING MISCELLANEOUS CHANGES;**

9-7-3: BURIAL REGULATIONS:

The following rules and regulations shall apply to the regular operation of the cemetery: (Ord. 1418, 7-18-1977)

(A) Gravesite selection, Request for Burial:

- i. Designated Open Section. Gravesite selections are allowed in any designated, plotted, and opened area of the city cemetery to be assigned as the city determines.
- ii. Requests for burial shall be made on forms provided by the city clerk and accompanied by the original deed or copy, or other supporting documentation as may be required.

(B) Interments. All interments or disinterments shall be performed under the direction of a licensed funeral director. Only human remains may be interred. A maximum of one human body and three cremains may occupy a single plot. No more than three cremains may occupy a single plot.

- i. There shall be only one body placed in a grave except in the case of an infant being buried with his or her mother. (Ord. 1418, 7-18-1977)

(C) Veterans Section. A veteran and one family member may be interred in the cemetery veterans section.

- i. One gravesite within a veterans section is provided at no cost to a veteran who is a resident of the City of Lewistown at the time of death. All other fees associated with burial shall be paid as provided in these regulations. After interment of the veteran, one family member may be interred in the veteran's plot accompanied

with a footstone marker. All fees shall apply to burial of the family member.

- ii. As used in the section the following definitions apply:
 - a. "Veteran" is any person who has served honorably on active duty in the armed forces of the United States and has been honorably discharged as evidenced by a DD-214, or a past or present member of the national guard in good standing with supporting documentation.
 - b. "Family member" means spouses, mothers, fathers, children, brothers, sisters, and other past or present family members of a household. These relationships include relationships created by adoption and remarriage, including stepchildren, stepparents, in-laws, and adoptive children and parents.
- iii. The marker on a veteran's grave shall be horizontal or flush mounted, approved by the Veteran Administration. Upright monuments are prohibited.
- iv. A maximum of one headstone and one footstone shall be allowed on a plot.
- v. At the time of death of a qualifying veteran who has requested interment in the veterans section, a surviving spouse who is also a qualifying veteran may purchase an adjacent plot if available, for that spouse's exclusive use only, at the current price. The city will issue a deed for the plot in the name of that spouse. At the spouse's death, if that spouse's remains are interred at a different location the plot will revert to the city and the deed issued will be null and void. Deeds issued pursuant to this section are not transferrable or assignable in any manner. The purchasing spouse may, while living, convey the plot back to the city at any time in the same manner as other lots as described in this ordinance.

Excerpt from the COMMISSION MEETING OF JULY 17, 2017

ROLL CALL

Present were Commissioners: Byerly, Doney, Hewitt, Poss, and Turk. Commissioners Gremaux and Putnam were absent.

Item 4 was Discussion and action on approving the proposed angle parking for 3rd Ave N

Ms. Phelps explained that Ms. Lisa Wright brought a proposal to change the parking for the 100 block of 3rd Ave N to angle parking on just the west side of the block. First Bank has provided a letter of support for the change in parking. Ms. Phelps explained that she has discussed this with Public Works and their concern was snow removal and Ms. Phelps that can be worked on. Commissioner Turk made the motion to approve the proposed angle parking for the 100 Block of 3rd Ave N on the west side only and Commissioner Doney seconded the motion. Commissioner Byerly asked for comments from the audience and Commission. There being none, the question was called for and the motion passed unanimously.

POWER HERE BUILD

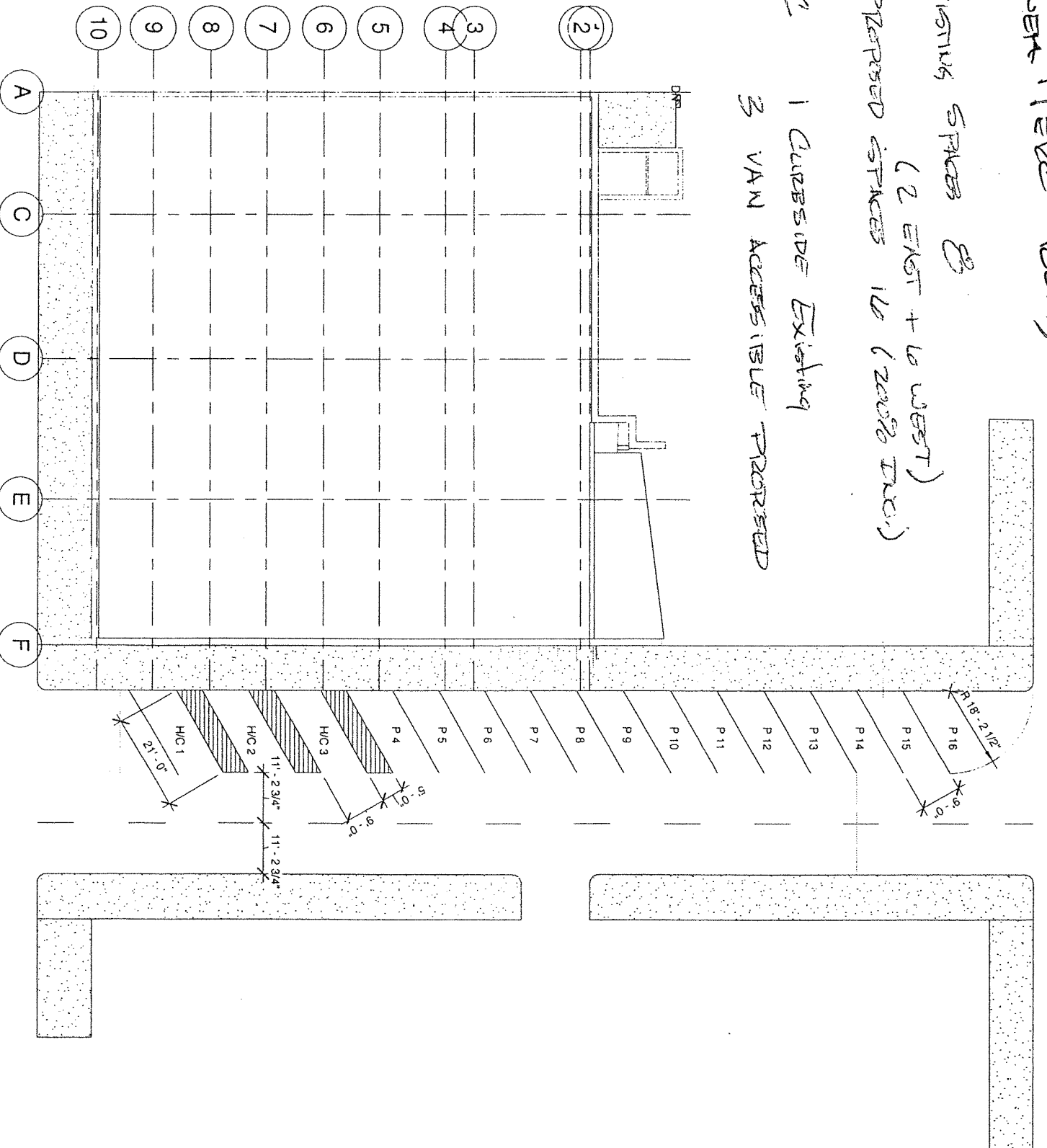
EXISTING SPACES @

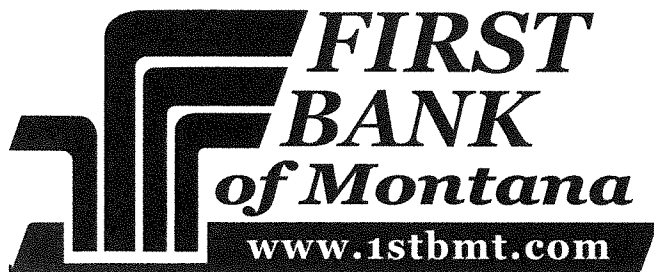
(2 EXIST + 10 WEST)

PROPOSED SPACES 16 (2008 IBC)

H/C 1 CURBSIDE EXISTING

3 VAN ACCESSIBLE PROPOSED





July 10, 2017

Holly Phelps
Lewistown City Commission.
305 West Watson
Lewistown, MT 59457

RE: 3rd Ave. Parking Proposal

Dear Holly/Commission:

It was recently brought to our attention that neighboring building owners have proposed changes to the street parking located between Broadway and Main Street on 3rd Avenue North. After review of the proposed changes, we do not have any opposition to the plan. While we do not have any problem with the current parking set-up, if the changes were to improve parking availability in the area and increase business opportunity we support the plan.

If you have any further questions, do not hesitate to contact me at 406-538-7471.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Robinson', with a stylized flourish at the end.

Chad Robinson
Vice President
First Bank of Montana